

Fort Collins City Council Agenda

Regular Meeting

6:00 p.m., Tuesday, June 3, 2025

City Council Chambers at City Hall, 300 Laporte Avenue, Fort Collins, CO 80521

Zoom Webinar link: <https://zoom.us/j/98241416497>

NOTICE:

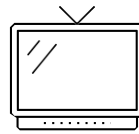
Regular meetings of the City Council are held on the 1st and 3rd Tuesdays of each month in the City Council Chambers. Meetings are conducted in a hybrid format, with a Zoom webinar in addition to the in person meeting in Council Chambers.

City Council members may participate in this meeting via electronic means pursuant to their adopted policies and protocol.

How to view this Meeting:



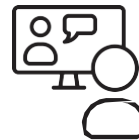
Meetings are open to the public and can be attended in person by anyone.



Meetings are televised live on Channels 14 & 881 on cable television.



Meetings are available through the Zoom platform, electronically or by phone.



Meetings are livestreamed on the City's website, fcgov.com/fctv

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.

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There are in person and remote options for members of the public who would like to participate in Council meetings:

Comment in real time:

During the public comment portion of the meeting and discussion items:



In person attendees can address the Council in the Chambers.

The public can join the Zoom webinar and comment from the remote meeting, joining online or via phone.



All speakers are required to sign up to speak using the online sign up system available at www.fcgov.com/agendas.

Staff is also available outside of Chambers prior to meetings to assist with the sign up process for in person attendees.

Full instructions for online participation are available at fcgov.com/councilcomments.

Join the online meeting using the link in this agenda to log in on an internet-enabled smartphone, laptop or computer with a speaker and microphone. Using earphones with a microphone will greatly improve audio experience.

To be recognized to speak during public participation portions of the meeting, click the 'Raise Hand' button.

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

Call in number: 720 928 9299

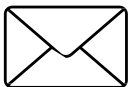
Meeting ID: 982 4141 6497

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@fcgov.com



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

Documents to Share during public participation: Persons wishing to display presentation materials using the City's display equipment under the Public Participation portion of a meeting or during discussion of any Council item must provide any such materials to the City Clerk in a form or format readily usable on the City's display technology no later than two (2) hours prior to the beginning of the meeting at which the materials are to be presented.

NOTE: All presentation materials for appeals, addition of permitted use applications or protests related to election matters must be provided to the City Clerk no later than noon on the day of the meeting at which the item will be considered. See Council Rules of Conduct in Meetings for details.



City Council Regular Meeting Agenda

June 3, 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

PROCLAMATIONS & PRESENTATIONS 5:00 PM

A) PROCLAMATIONS AND PRESENTATIONS

[PP 1.](#) **Declaring the Day of June 14, 2025, as the United States Army's 250th Anniversary.**

[PP 2.](#) **Declaring the Month of June 2025 as LGBTQ+ PRIDE Month.**

A community reception to celebrate LGBTQ+ PRIDE Month will be held in the City Hall Xeriscape Garden from 3:30 p.m.- 4:50 p.m.

REGULAR MEETING 6:00 PM

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

[1.](#) **Community Report: Ranked Voting Update**

The purpose of this item is to provide information on Ranked Voting and current efforts related to community outreach and education.

G) PUBLIC COMMENT ON ANY TOPICS OR ITEMS OR COMMUNITY EVENTS
(Including requests for removal of items from Consent Calendar for individual discussion.)

*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 www.fcgov.com/council-meeting-participation-signup/*
- *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.fcgov.com/developmentreview>, 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 May 20, 2025, Regular meeting.

The purpose of this item is to approve the minutes of the May 20, 2025, Regular meeting.

2. Second Reading of Ordinance No. 078, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for Broadband Buildout to Multi-Dwelling Units and Customer Installations and Related Art in Public Places and Modifying the Terms of Repayment for Prior Appropriations from the Light and Power Fund.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, requests appropriation of \$12 million of prior year reserves from the Light & Power Fund for use in Broadband's (herein referred to as "Connexion") efforts to continue new customer installations, including building out to multi-dwelling units (MDU's) and mobile home parks, and providing for asset management. These funds from Light & Power provide a significant portion of the total funding need over the next 4 years and will be reimbursed to the Light & Power Fund, including interest, from the cash flows generated by Connexion operations.

3. Second Reading of Ordinance No. 079, 2025, Authorizing Transfers of Appropriations for the Shields Street Protected Infrastructure – Lake Street to Stuart Street Project and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue Project.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, transfers Active Modes Plan Implementation funding to the Shields Street Protected Infrastructure – Lake Street to Stuart Street and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue capital projects.

4. Second Reading of Ordinance No. 080, 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.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, appropriates \$19,011 of unanticipated revenue received from the Colorado State Patrol Department of Public Safety as a modification to the previously awarded FY 2025 BATTLE (Beat Auto Theft Through Law Enforcement) grant.

5. Items Relating to Civic Center Master Plan: Municipal Court Renovation & Parking Services Move.

A. Second Reading of Ordinance No. 081, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Parking Services Department Relocation Project and Related Art in Public Places

B. Second Reading of Ordinance No. 082, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Municipal Court Expansion Project and Related Art in Public Places

These Ordinances, unanimously adopted on First Reading on May 20, 2025, provide context for two related requested appropriations for projects in the Civic Center Master Plan. The first will expand City service capacity by moving Parking Services to the Civic Center Parking Structure to vacate space in the 215 North Mason Street building to allow for the expansion of the City Municipal Court. The second recommended appropriation provides initial construction costs for the expansion of the Municipal Court in the 215 North Mason Street building.

Appropriation recommendations:

- \$450,000 from reserves in the Parking Fund to the Capital Projects Fund for the relocation of Parking Services to the Civic Center Parking Structure

- \$400,000 from General Government Capital Expansion Fee reserves within the Capital Expansion Fund for the relocation of Parking Services as a condition precedent to the Municipal Court construction and expansion
- \$8,500 transfer from the Capital Projects Fund to the Art in Public Places Program in the Cultural Services & Facilities Fund for the relocation of Parking Services.
- \$4,300,000 from General Governmental Capital Expansion Fee reserves within the Capital Expansion Fund for the Municipal Court construction and expansion project

\$43,000 transfer from the Capital Projects Fund to the Art in Public Places Program in the Cultural Services & Facilities Fund for the Municipal Court construction and expansion project.

6. Second Reading of Ordinance No. 083, 2025, Amending Sections 20-21 and 20-25 of the Code of the City of Fort Collins for the Purpose of Clarifying Exceptions to the Noise Ordinance for Agricultural Activities.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, further clarifies the alignment of the municipal noise ordinance with Colorado statutes relating to exceptions for agricultural operations.

7. Second Reading of Ordinance No. 084, 2025, Designating as Non-Lapsing and Transferring the Prior Appropriation of Philanthropic Revenue Received Through City Give by Ordinance No. 055, 2025, for the Payment Assistance Fund.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, requests that the lapsing appropriation approved by Council on its passage of Ordinance No. 055, 2025, of \$443,600 in philanthropic revenue received through City Give, be designated by this Ordinance as non-lapsing. 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.

8. Items Relating to Motor Vehicle Noise.

A. Second Reading of Ordinance No. 086, 2025, Adopting Section 1418, Unreasonable Vehicle Noise Prohibited in the Fort Collins Traffic Code.

B. Second Reading of Ordinance No. 087, 2025, Amending Section 17-129 of the Code of the City of Fort Collins to Remove all Reference to Traffic Noise.

C. Second Reading of Ordinance No. 088, 2025, Amending Section 225 of the Fort Collins Traffic Code to Clarify the Different Types of Equipment Violations Related to Mufflers.

D. Second Reading of Ordinance No. 089, 2025, Amending Section 1-15 of the Code of the City of Fort Collins to Allow Some Specified Traffic Violations to be Designated as a Misdemeanor Offense.

These Ordinances, unanimously adopted on First Reading on May 20, 2025, present recommended changes to the City Code and Fort Collins Traffic Code to address enforcement of unreasonable noise in the city related to Motor Vehicles.

9. Second Reading of Ordinance No. 090, 2025 Amending Section 9-23 of the Code of the City of Fort Collins Regarding the Use of Fireworks.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, presents recommended changes to the Fort Collins City Code Section 9-23 to address enforcement for violations related to fireworks.

10. First 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.

The purpose of this item is to discontinue the existing Art in Public Places Board and Cultural Resources Board and to merge and adjust their functions for a new Arts and Culture Board.

11. First 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.

The purpose of this item is to request 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.

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

The purpose of this item is to recommend 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.

13. First 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.

The purpose of this item is to address 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.

14. First 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.

The purpose of this item is to clarify 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.

15. First 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.

The purpose of this item is to authorize 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).

16. Items Relating to the Vine Drive and Jerome Street Intersection Improvements Project.

A. Resolution 2025-057 Authorizing the Execution of an Intergovernmental Agreement Regarding a Grant of Funds for Improvements to the Intersection of Vine Drive and Jerome Street Between the City of Fort Collins and the Downtown Development Authority.

B. First 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.

The purpose of these items is to enable 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 items will: 1) authorize the Mayor to execute an Intergovernmental Agreement (IGA) for the Project with the DDA; 2) transfer \$135,200 of Community Capital Improvement Program (CCIP) Bicycle Program funds to the Project; 3) transfer \$67,756.77 of Community Capital Improvement Program (CCIP) Pedestrian Program funds to the Project; 4) appropriate \$293,076 in URA funds to the Project; 5) transfer \$146,472.87 in remaining 2050 Tax – Our Climate Future funds from previous appropriations to the Project; 6) appropriate \$144,000 of DDA grant funds to the Project; 7) appropriate \$4,283.34 in Transportation Capital Expansion Fee (TCEF) funds to the Project; 8) appropriate \$87.42 of Transportation Services Fund reserves to the Project; and 9) 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.

17. Resolution 2025-061 Adopting the Transportation Capital Improvement Dashboard as a Methodology and Foundation for the Transportation Capital Improvement Program Prioritization and Planning.

The purpose of this item is to discuss the results of the Transportation Capital Improvement (TCI) Dashboard effort as it relates to the City’s Transportation Capital Improvement Program prioritization and planning and to request Council adopt the TCI dashboard as a methodology and foundation for the transportation capital improvement program prioritization and planning. The TCI dashboard is a methodology for evaluating and prioritizing transportation capital projects identified in the Active Modes Plan (AMP), Transportation Capital Projects Prioritization Study (TCPPS), and Strategic Trails Plan (STP) utilizing criteria developed from the City’s various strategic plans.

18. Resolution 2025-062 Authorizing an Intergovernmental Agreement Between the Cities of Fort Collins, Greeley and Loveland for the Exchange of Judicial Services and Appointing Temporary Judges.

The purpose of this item is to authorize an intergovernmental agreement (IGA) with the Cities of Greeley and Loveland for judicial services to be used in the event that a conflict of interest or other circumstance prevents the Municipal Judge and assistant judges from hearing a particular Municipal Court case. This agreement is intended to replace a prior 2023 IGA between Fort Collins, Loveland, and Greeley. A similar agreement was also in place prior to 2023. This agreement is updated to include all current, eligible judges from each jurisdiction.

19. Resolution 2025-063 Authorizing the Execution of an Intergovernmental Agreement Between the City and Colorado Department of Transportation to Fund Construction for the Foothills Transit Station Project through State Multimodal Transportation and Mitigation Options Funding.

The purpose of this item is to authorize the City Manager to execute an Intergovernmental Agreement (IGA) with the Colorado Department of Transportation (CDOT). This IGA will result in the receipt by Transfort of \$317,669 in grant funds through the Multimodal Transportation & Mitigation Options Fund (MMOF) for Fiscal Years (FY) 2025 and 2026.

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

Staff Report: One Water Strategic Plan Update

The purpose of this item is to provide a progress update on the City's ongoing One Water planning efforts. This work supports City's Council's priority of protecting community water systems in an integrated way to ensure resilient water resources and healthy watersheds.

In early 2024, the Water Utilities initiated a two-phased planning approach to the development of a strategic One Water Plan to guide the planning, operations, and management of the City's water resources and water systems over the next 50 years. Phase 1 (Self-Assessment) of this work was completed in March 2025 with the development of a One Water Action Framework Report, which characterizes the current state of the City's water resources, systems and practices and lays out the City's vision for One Water.

Building upon this work, Phase 2 (Plan Development) will begin in early June 2025. The work will focus on the development of a One Water Strategic Plan that establishes goals and supporting strategies needed to address the community's current and anticipated water-related challenges using collaborative and holistic water management approaches. The work will be informed by both internal and community engagement and is expected to take approximately 10-12 months to complete.

M) COUNCILMEMBER REPORTS

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

O) CONSIDERATION OF ITEMS PLANNED FOR DISCUSSION - None Planned.

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.)

- OB 2. Consideration of a Motion to Adjourn to 6:00 p.m. on June 10, 2025 for the purpose of mid-year performance evaluations of Council's direct-report employees:**

"I move that Council adjourn this meeting to 6:00 p.m. on Tuesday, June 10, 2025, in order to consider a motion to go into executive session to conduct mid-year performance reviews of the Council's direct report employees, and for such other business as may come before the Council."

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.

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File Attachments for Item:

PP 1. Declaring the Day of June 14, 2025, as the United States Army's 250th Anniversary.



PROCLAMATION

WHEREAS, our community was established as “Camp Collins” military fort in 1862; and

WHEREAS, we became Fort Collins in 1864, named after Army Lieutenant Colonel William O. Collins, the commander of the Ohio Cavalry troops stationed here northeast of Old Town Fort Collins and bounded by North College Avenue on the west, Jefferson Street/Riverside Avenue on the southwest, and Cache la Poudre River on the northeast; and

WHEREAS, the City of Fort Collins, Poudre Library District, and the Poudre Fire Authority have staff who are active duty, reservist, veterans, and family members; and

WHEREAS, the City of Fort Collins has an Employee Resource Group to support the Military Community in these organizations which help advocate for City of Fort Collins and allied agency veterans, active duty, reservists, and military family members; and

WHEREAS, the Continental Army was formed on June 14, 1775, more than a year before the Declaration of Independence, designated as the Army of the United States in the United States Constitution, and has played a vital role in the growth of the American nation. At times, the Army provided the lone symbol of nationhood around which patriots rallied; and

WHEREAS, the Army will celebrate its 250th anniversary with events in Washington, D.C on June 14, 2025, to honor the sacrifices, achievements, and spirit of American warriors; and

WHEREAS, this day is a time to celebrate the nation’s first military organization along with those who served in the Army, and the many sacrifices over these 250 years; and

WHEREAS, the newly formed Military Community Employee Resource Group supports those active duty, reservists, veterans, and their families of the Army.

NOW, THEREFORE, I, Jeni Arndt, Mayor of the City of Fort Collins, do hereby proclaim June 14, 2025, as

THE UNITED STATES ARMY’S 250TH ANNIVERSARY

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Fort Collins this 3rd day of June, 2025.

Mayor

ATTEST:

City Clerk

File Attachments for Item:

PP 2. Declaring the Month of June 2025 as LGBTQ+ PRIDE Month.

A community reception to celebrate LGBTQ+ PRIDE Month will be held in the City Hall Xeriscape Garden from 3:30 p.m.- 4:50 p.m.



PROCLAMATION

WHEREAS, the first Pride was a riot at the Stonewall Inn on June 28, 1969; and nearly fifty years later, on June 26, 2015, the U.S. Supreme Court ruled that same-sex couples could marry, establishing a new and long overdue civil right in our country; and

WHEREAS, at Compton's Cafeteria in August 1966, the transgender community first made their collective voices heard; and some sixty years later national discourse and policy attempts to erase and eradicate transgender and non-binary people from civil life; and

WHEREAS, members of the Fort Collins community who are lesbian, gay, bisexual, transgender, queer, Two-Spirit, intersex, and asexual (LGBTQ+) deserve civil rights: they deserve to be fully recognized and welcomed, to be safe, and to live in our community without the threat of violence, marginalization, erasure, discrimination, or harassment; and

WHEREAS, the fight for dignity, belonging, and equity for LGBTQ+ people is reflected in the dedication of advocates, allies, and local organizations such as, SPLASH, PFLAG, Eclectic, the Women and Gender Equity Advisory Board, and the Colorado State University Pride Resource Center; and

WHEREAS, City staff formed the PRIDE Employee Resource Group to ensure LGBTQ+ people are safe, valued and affirmed within the organization and community, and their work has elevated the Fort Collins Municipal Equality Index from 60 to 100 over the last several years; and

WHEREAS, the City Code prohibits discrimination on the basis of sexual orientation, gender identity, and gender expression; we invite our community to recognize that transgender men are men, transgender women are women, and non-binary people are who they say they are; to celebrate the hard-fought victories of the LGBTQ+ community; and also acknowledge that more work remains to achieve full equity, inclusion, representation, and acceptance; and

WHEREAS, the City would like to make clear to our LGBTQ+ community: your identity is real and valid, you are valued, you are worthy of celebration, and you should always feel proud of who you are and safe in our community; and to honor the many LGBTQ+ milestones and encourage Fort Collins to celebrate diversity and inclusion, rainbow lights will be lit at City Hall throughout the month of June.

NOW, THEREFORE, I, Jeni Arndt, Mayor of the City of Fort Collins, do hereby declare the month of June 2025, as

LGBTQ+ PRIDE MONTH

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Fort Collins this 3rd day of June, 2025.

Mayor

ATTEST:

City Clerk

File Attachments for Item:

1. Community Report: Ranked Voting Update

The purpose of this item is to provide information on Ranked Voting and current efforts related to community outreach and education.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



PRESENTERS

Delynn Coldiron, City Clerk
Tina Harris, Larimer County Clerk & Recorder

SUBJECT

Community Report: Ranked Voting Update

EXECUTIVE SUMMARY

The purpose of this item is to provide information on Ranked Voting and current efforts related to community outreach and education.

ATTACHMENTS

1. Presentation

Ranked Voting

Delynn Coldiron

City Clerk

Tina Harris

Larimer County Clerk & Recorder



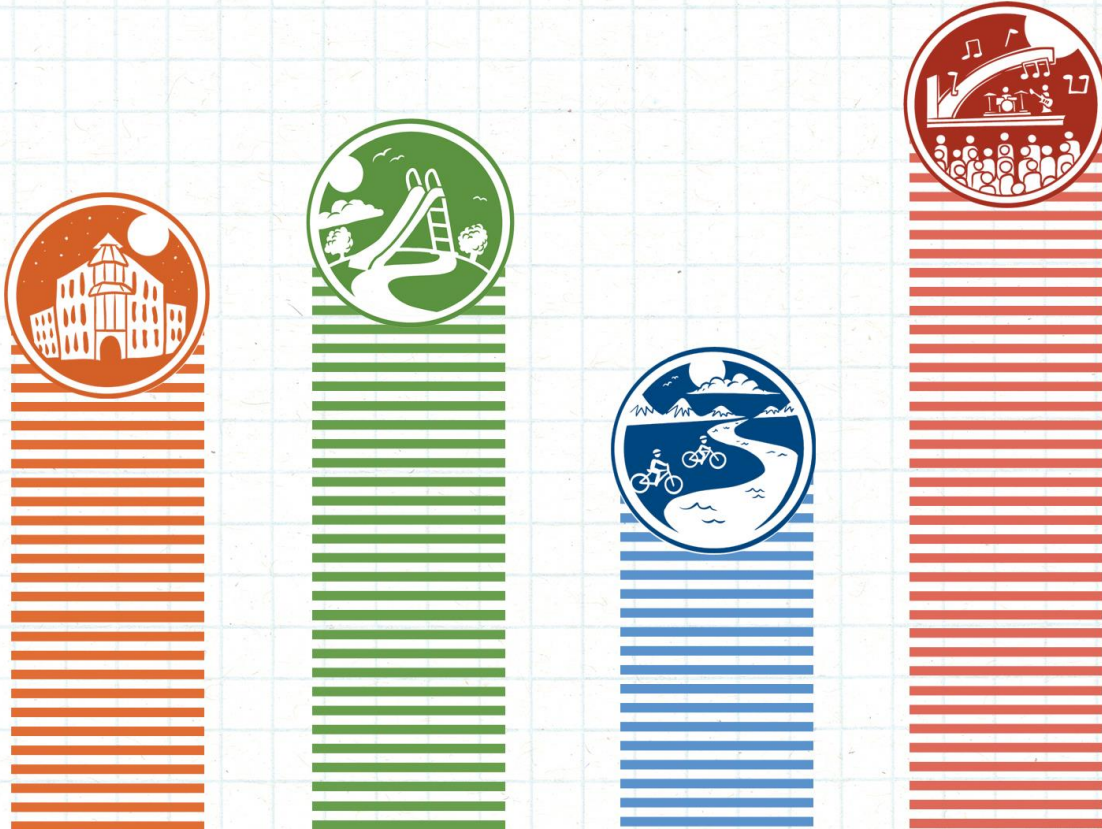
What is Ranked Voting?

- A method that allows voters to rank candidates in their order of preference in a race with three or more candidates.
- Voters choose their first-choice candidate, then their second choice, third choice and so on.
- If a candidate receives more than 50% of first-choice votes, they win and are elected.



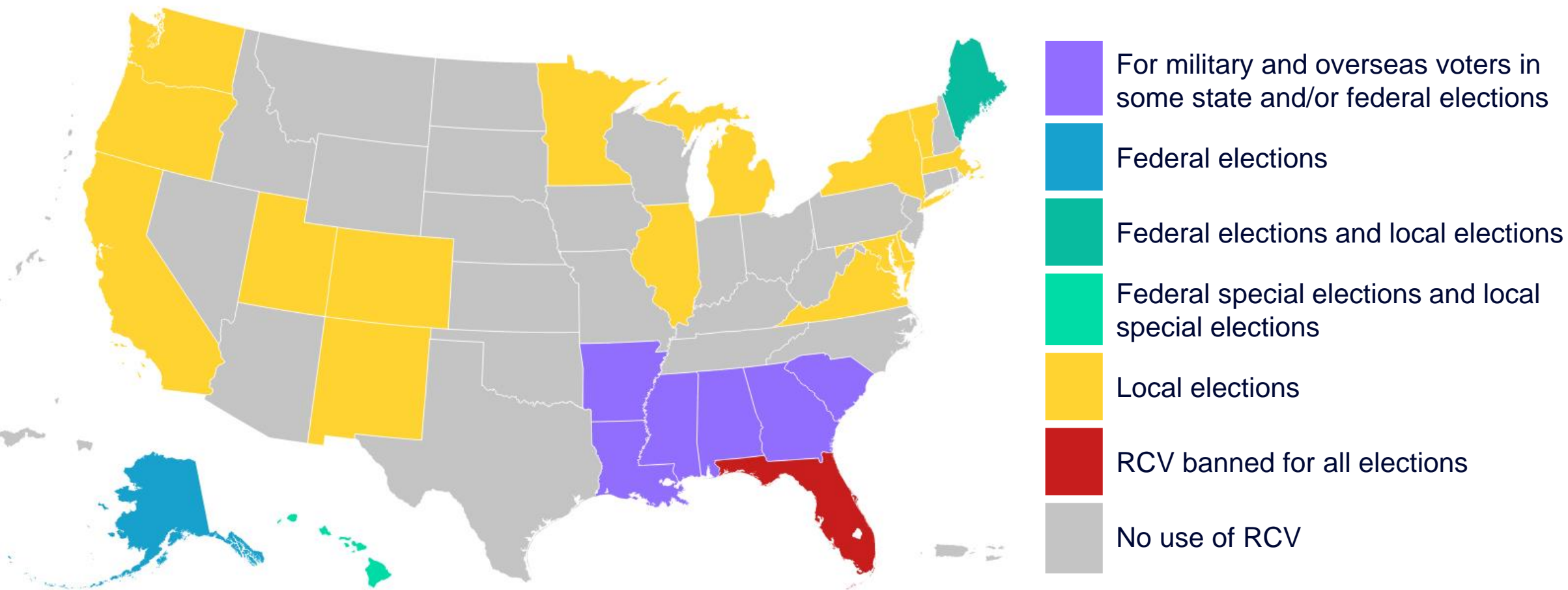
How Ranked Voting Works (When No One Gets a Majority)

50%

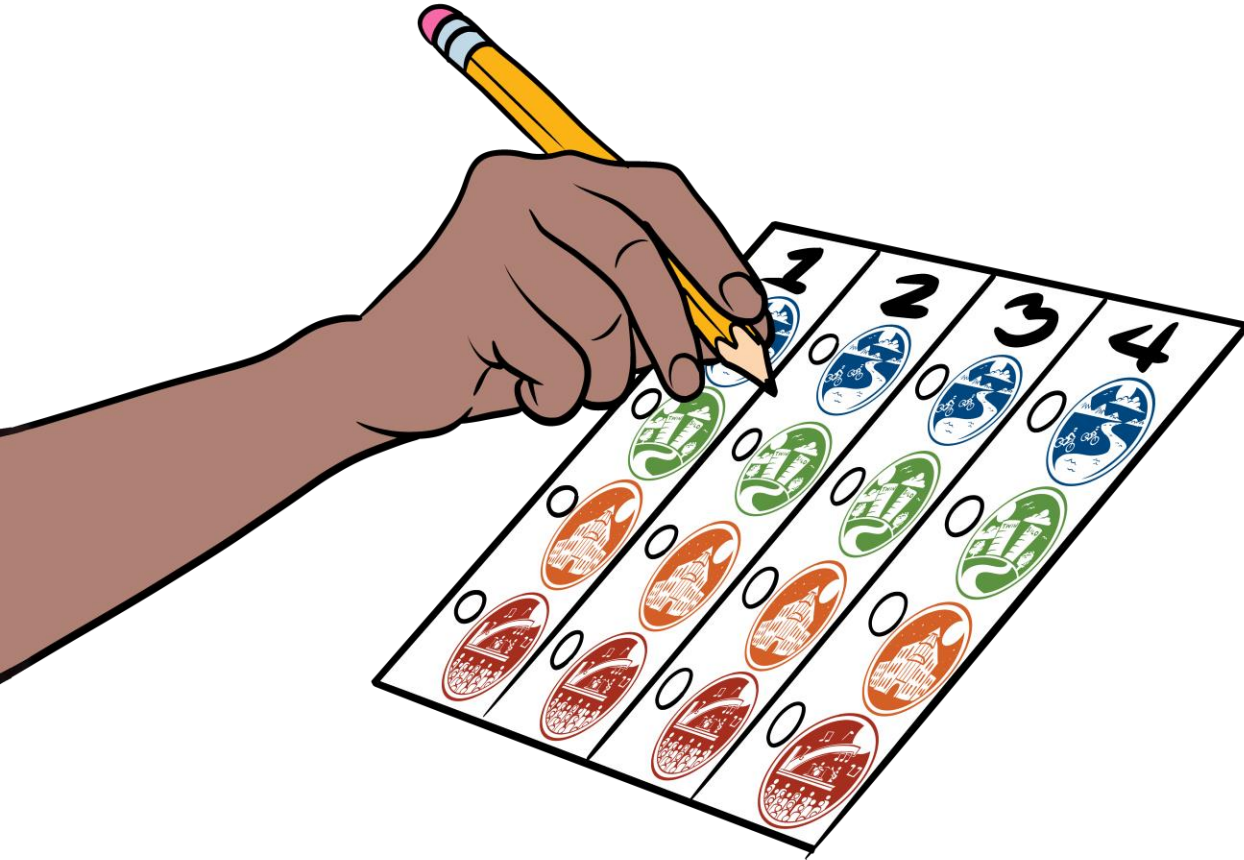


- If a candidate does not get more than 50% of the vote, the candidate with the fewest first-choice votes is eliminated.
- Voters who chose the eliminated candidate will have their votes transferred to the second-choice candidates indicated on those ballots.
- This process continues – eliminating the lowest-ranked candidate and reallocating votes - until one candidate receives more than 50% of the vote and is declared the winner.

Map: Use of Ranked Choice Voting in the States, 2023



Why Ranked Voting?



- Gives voters a say in the outcome, even if their first-choice candidate doesn't win.
- Helps build consensus and reduces splitting votes.
- Winners earn majority support.
- Encourages more candidates to run.
- Eliminates the need for separate run-off elections.
- Fort Collins voters chose to move to ranked voting.



2022 Ballot Measure

- Passed with 58.15% of the vote
- Applies to Mayor and Councilmember races with three or more candidates
- Begins in November 2025

Council Action:

- Ordinance No. 080, 2022
- Charter Amendment – Article VIII, Section 7
- Opinion:
 - ✓ More expressive voting for electors
 - ✓ Encourage more participation
 - ✓ Ensure better representation of the preferences of Fort Collins electors

Do voters understand ranked voting?

Ranked voting is a new process in Fort Collins, but it's designed to be straightforward. Instructions will be provided on every ballot, and the City is providing robust outreach and education throughout 2025 to help voters know what to expect.

How long will it take to determine the winner?







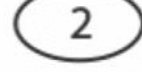
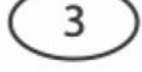




Counting ranked voting races is expected to take the same amount of time as traditional methods to get preliminary results. Larimer County is planning for ranked voting and is prepared to meet all Colorado Secretary of State tabulation and verification deadlines, regardless of voting method.

Does ranked voting mean some votes are counted more than others?

Ranked voting is designed to give every voter an equal opportunity to express their preferences, but not to count more than one vote per voter. It's similar to a series of runoff elections, but instead of having to cast new ballots, voters have already indicated their preferences.

What Will Ballots Look Like?

- Voters mark (rank) candidates in order of preference by filling in the ovals in each choice column.
 - Select a first-choice candidate by completely filling in the oval next to your top pick in the **1st Choice** column.
 - Then, fill in your next preferred candidate in the **2nd Choice** column, and so on for as many choices as you'd like to make.

Fill in the ovals by ranking candidates in order of preference	1st Choice	2nd Choice	3rd Choice
 Candidate A			
 Candidate B			
 Candidate C			

Any race with three or more candidates will use ranked voting.

Completing Your Ballot

CANDIDATES	1ST CHOICE	2ND CHOICE	3RD CHOICE
strawberry	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>
chocolate	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
vanilla	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>

This is a correctly marked ballot with the voter's 1st, 2nd and 3rd choices indicated.

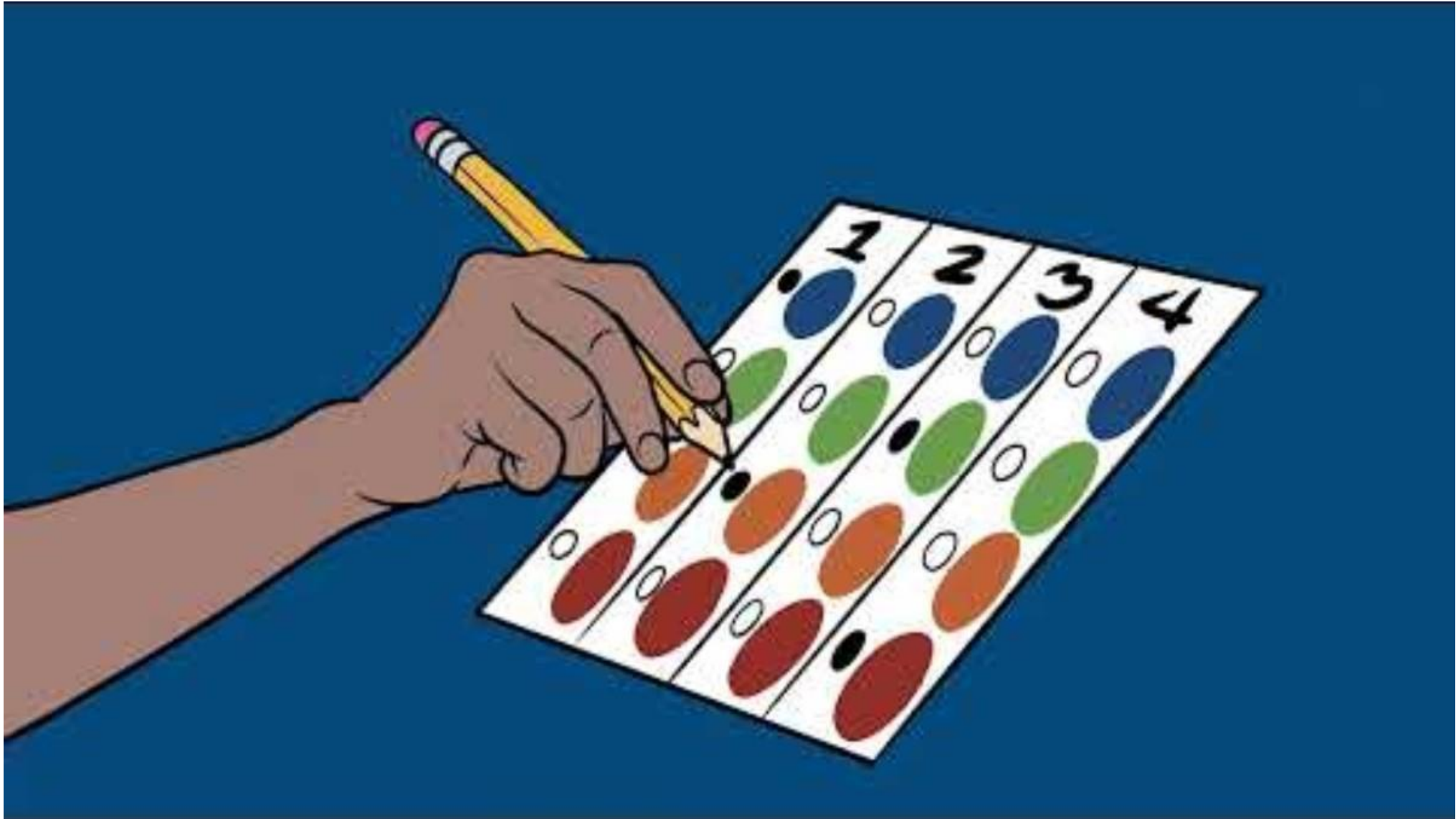
CANDIDATES	1ST CHOICE	2ND CHOICE	3RD CHOICE
strawberry	<input checked="" type="radio"/>	<input checked="" type="radio"/>	<input checked="" type="radio"/>
chocolate	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
vanilla	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Voters cannot rank one candidate multiple times. This voter's 1st choice would be counted and would continue until their candidate either won or was eliminated. If their 1st choice was eliminated, the voter's 2nd and 3rd choices would not count since the candidate would no longer be in the race.

CANDIDATES	1ST CHOICE	2ND CHOICE	3RD CHOICE
strawberry	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>
chocolate	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>
vanilla	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>

Voters cannot give multiple candidates the same ranking. This voter's 1st choice would be counted but if their candidate was eliminated there would be no way to determine the voter's intent for second choice. At that point, the voter would have no further active choice in the race.

Ranked-Choice Voting





RCV123 - Ballot

rcv123.org/ballot/1/PpvHJp6FWP5wq77Q3HHP9X27

RCV123.org

Set up ballot

Help

RCV pros & cons

Sample ballots

Donate

Sign in

Most "Fort Collins" Activity

Instructions ?

	1	2	3	4
	1st Choice	2nd Choice	3rd Choice	4th Choice
Ride to the River	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Listen to Live Music	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Dine Downtown	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Play in a Park	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Candidates ranked on your ballot will appear below, in order.

Not Ranked

Ranked

Ride to the River

Listen to Live Music

Dine Downtown

Play in a Park

Reset votes

Vote and see results

RCV123.org © 2025

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fcgov.com/RankedVoting

Most "Fort Collins" Activity

322 votes cast

Winner: Dine Downtown ?

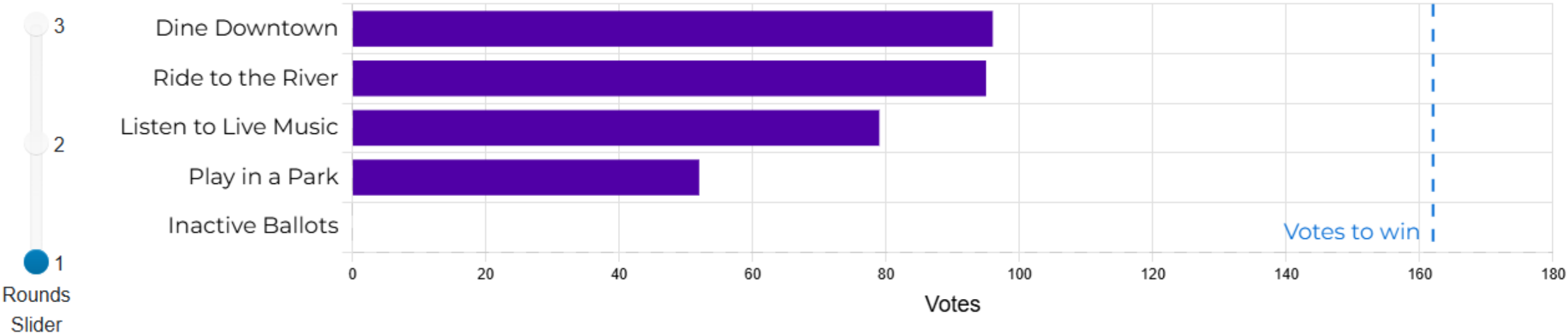
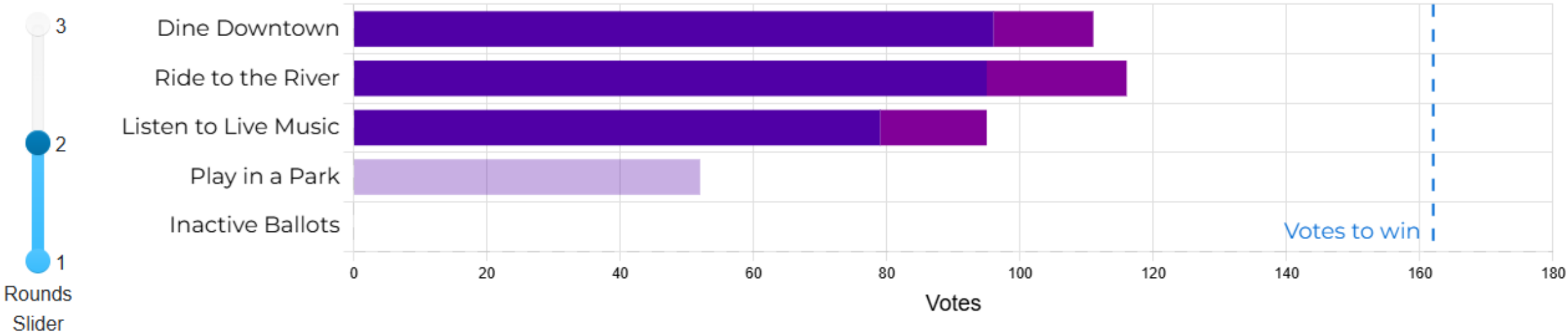


Chart Legend

Most "Fort Collins" Activity

322 votes cast

Winner: Dine Downtown ?



Most "Fort Collins" Activity

322 votes cast

Winner: Dine Downtown ?

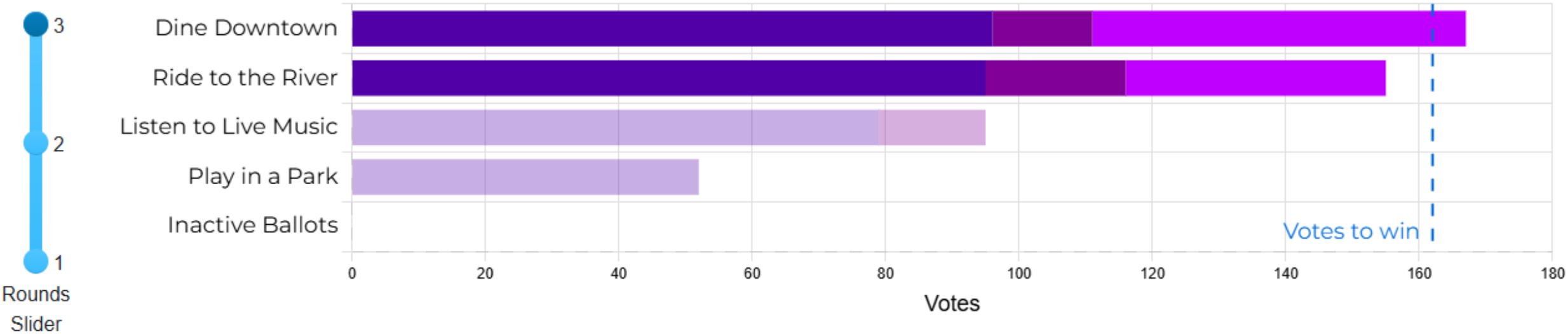
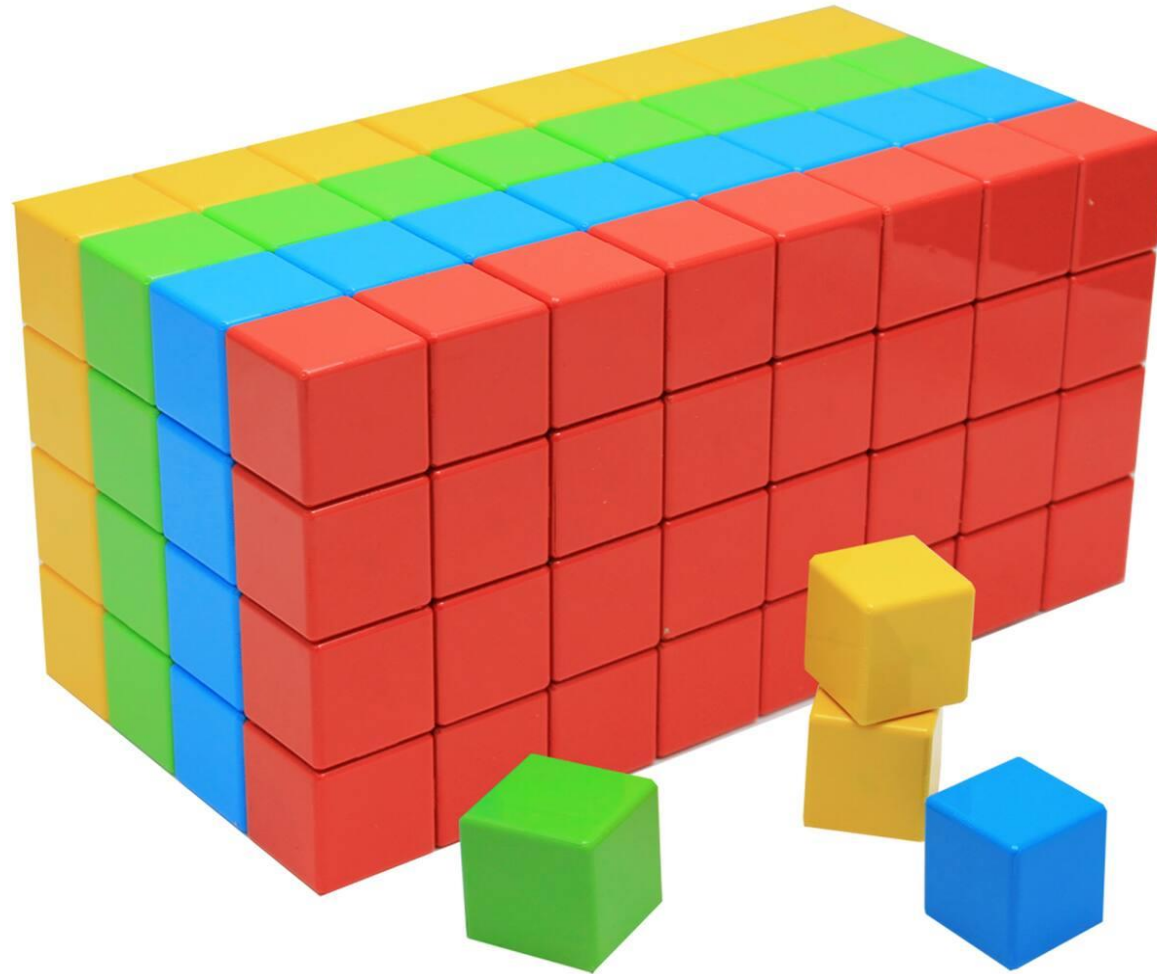


Chart Legend



Council Races

- Mayor
- Councilmembers – Districts 1, 3 and 5

Charter Amendments

- 5-6 expected

TABOR Question

- At least 1 expected

Citizen Initiative

- 2-3 expected



Outreach & Education

- Collaboration with Larimer County Elections team
- Working with stakeholders and community partners (e.g., League of Women Voters, Chamber, Library, CSU Strayer Center)
- Website, handouts, door hangers, social media, video, newsletters, utility bill insert, mailing, etc.
- Events
 - ✓ Candidate Information and Orientation Sessions
 - ✓ Super-Issue meeting for boards/commissions
 - ✓ Community & City events
 - ✓ CSU events (ASCSU, Lagoon Concerts)
 - ✓ Chamber meetings
- Local Blue Book - online



Fort Collins Elections Team

- Delynn Coldiron, City Clerk
- Cecilia Good, Senior Deputy City Clerk
- Amani Chamberlin, Assistant City Clerk
- Kim Holbrook, Records & Info Governance Manager
- Davina Lau, Public Engagement Specialist
- Tyler Robbins, Business/Systems Analyst
- Heather Walls, Deputy City Clerk
- Sara Arfmann, Assistant City Attorney II
- Amy Resseguie, Lead Communications Specialist

Contact Information for Fort Collins Elections



300 LaPorte Avenue – City Clerk's Office



Elections @ fcgov.com



970-221-6515



<https://www.fcgov.com/elections/>





Larimer County Elections

Ranked Voting and the 2025 Coordinated Election

Tina Harris, Larimer County Clerk & Recorder

What Is a Coordinated Election?

A Coordinated Election is one that the County Clerk and Recorder conducts on behalf of two or more political subdivisions that are hosting an election on the same day in November.

- Held on the first Tuesday of November in an odd-numbered year.
- Mix of local subdivisions – school districts, municipalities, special districts.
- Those subdivisions certify content, such as ballot contests and measures, to the County Clerk.
- The County Clerk conducts the Coordinated Election in compliance with Colorado Revised Statutes, Title 1.



2025 Coordinated Election Key Dates

- **September 5:** Deadline for political subdivisions to certify ballot content to the County Clerk.
- **October 10:** Ballots mailed to all active, eligible voters.
- **October 27:** Last day to request a mail ballot.
- **October 27 – November 4:** Voter Service and Polling Centers open for in-person voting.
- **November 4:** Election Day!
- **November 12:** Last day to cure a signature discrepancy or missing signature or to provide missing ID.
- **November 26:** Last day to canvass and officially certify the results for the Coordinated Election.

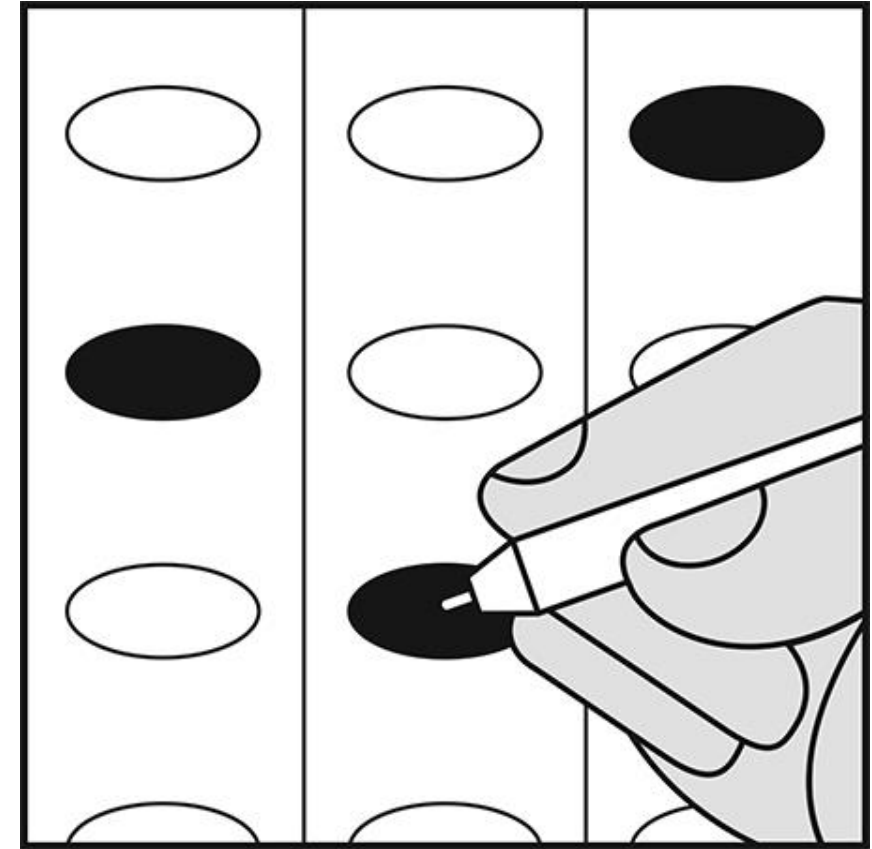
Secretary of State		Coordinated Election: November 4, 2025
2025 Election Calendar		
20-October (Monday)	Last day for the designated election official to appoint an audit board to conduct the risk-limiting audit. (No later than 15 days before election day)	Rule 25.2.2(c)
	Counting of mail ballots may begin. No results may be disclosed until after 7:00 p.m. on Election Day. (Beginning 15 days prior to the election)	1-7.5-107.5
24-October (Friday)	Equipment inventory lists due to the Secretary of State. (No later than 10 days before the election)	Rule 11.2.3 1-1-106(5)
	The election notice must be posted in the designated election official's office. (At least 10 days before the election and until 2 days after the election)	1-5-205(1.3) 1-1-106(5)
27-October (Monday)	Last day to submit an application to register to vote through the mail, a voter registration agency, a local driver's license examination facility, or online to receive a mail ballot for the Coordinated Election. (Through the 8th day prior to the election)	1-2-201(3)(b)(III) 1-2-201(4) 1-2-508(3)(a)(I)
27-October to 4-November	The minimum number of required voter service and polling centers must be open for the November 4th Coordinated Election. (Beginning at least 8 days before and on election day, except Sundays)	1-7.5-107 (4.5)(a)(III)(c) Rule 7.8.1(b)
28-October (Tuesday)	Elections Setup Records are due to the Secretary of State for the Coordinated Election. (No later than 5:00 p.m. on the 7th day before the election)	Rule 11.4.3
	First day the minimum number of required Drop Boxes must be open for the November 4th Coordinated Election. (Beginning at least 7 days before an election, including Saturdays and Sundays)	1-7.5-107(4.3)(b)
	If the county clerk receives a voter registration application 7 days or less before the 2025 Coordinated Election, the clerk must process the application and inform the applicant that they will not receive a mail ballot. To receive a ballot, the applicant must visit a Voter Service and Polling Center.	1-2-201(4) 1-2-508(3)(a)(I)
November, 2025		
4-November (Tuesday)	Coordinated Election (Polls open 7:00am to 7:00 p.m. First Tuesday in November)	Art. X, Sect. 20(3)(a) 1-1-104(6.5) 1-7-101 1-41-102(1)
	All ballots must be in the hands of the county clerk by 7:00 p.m.	1-7.5-107(4)(b)(III)
6-November (Thursday)	Deadline for the county clerk to send missing signature, signature verification, and missing ID letters and emails for mail and provisional ballots. (Within 3 days from signature/ID verification but no later than 2 days after election day)	1-7.5-107(3.5)(d) 1-7.5-107.3(2)(a) 1-8.5-105(3)(a) Rule 7.5
	Deadline for the Secretary of State to select target contest(s) to be audited in the risk-limiting audit. (No later than 5:00 p.m. MT on the Friday after election day)	Rule 25.2.2 (j) 1-1-106(5)
10-November (Monday)	Deadline for the Secretary of State to give public notice of the meeting to establish the random seed for the RLA Tool. (At least seven calendar days before the meeting to be held on the thirteenth day after the 2025 Coordinated Election)	Rule 25.2.2(i)
11-November (Tuesday)	Veterans Day and Armistice Day	

Ranked Voting in the Coordinated Election

The County Clerk and Recorder must follow all requirements of Colorado Revised Statutes and Colorado Secretary of State Rule.

When conducting an election using a ranked voting method, the County Clerk must:

- Collaborate with the City to plan a voter education and outreach campaign to familiarize electors with ranked voting.
- Include voter instructions with every ranked voting mail ballot packet that provide a brief explanation of ranked voting, instructions on how to properly mark a ballot, a description of how ballots will be counted, and an example of a properly marked ballot.
- Include additional instructions on the ballot itself showing how to properly mark the ranked voting contest(s) on the ballot.
- Tabulate, adjudicate, audit, and report results for all ranked voting ballots.



Ranked voting election results will be posted on the same schedule as the results for any other ballot contest or measure.

IN-PROCESS UNOFFICIAL RESULTS

- No later than 8 pm, 9 pm, and midnight on election night.
- At least once per day until tabulation of election day returns is complete.

FINAL UNOFFICIAL RESULTS

- After the cure period has concluded, no later than November 14.

FINAL OFFICIAL RESULTS

- After the canvass and certification of the election, no later than November 26.

Getting Ready for Ranked Voting

The County Clerk and Recorder and the Elections Office have been working since 2024 to guarantee the upcoming 2025 ranked voting election will be conducted accurately and in full compliance with Rule and Law.

Our dedicated team has been:

- Attending work sessions with the Colorado Secretary of State's office.
- Meeting with Boulder County, another Colorado jurisdiction that has successfully run a ranked voting election in 2023 to learn from their experience and apply best practices.
- Working with our voting system partner to understand all technical requirements of a ranked voting election.

Coming soon:

- A ranked voting “mock election” with participation from key City of Fort Collins staff.
- Ranked voting FAQs on vote.larimer.gov.
- Educational events and community outreach.




Here's where you'll find the County Clerk in 2025:

- **June 1:** FOCO Farmers' Market (Harmony Rd)
- **July 19:** Larimer County Farmers' Market
- **August 1 - 5:** Larimer County Fair
- **August 16:** Fort Collins Peach Festival
- **September 14:** Fort Collins Farmers' Market
- **October 11 - 12:** Applewood Fall Festival



Get in Touch with Larimer County Elections

-  200 W Oak St, Suite 5100, Fort Collins
-  elections@larimer.gov
-  (970) 498-7820
-  vote.larimer.gov
-  <https://www.larimer.gov/clerk/elections/voting-and-drop-locations>
-  <https://www.facebook.com/larimercountyclerkandrecorder>
-  https://x.com/Larimer_Clerk
-  https://www.instagram.com/larimer_clerk/



LARIMER COUNTY
**CLERK &
RECORDER**

Tina Harris Clerk & Recorder

tina.harris@larimer.gov
970-498-7852 (office)
970-459-7332 (mobile)
PO Box 1280
Fort Collins, CO 80522



larimer.gov/clerk



Questions?

fcgov.com/elections

File Attachments for Item:

1. Consideration and Approval of the Minutes of the May 20, 2025, Regular meeting.

The purpose of this item is to approve the minutes of the May 20, 2025, Regular meeting.

June 3, 2025



AGENDA ITEM SUMMARY

City Council

STAFF

Delynn Coldiron, City Clerk

SUBJECT

Consideration and Approval of the Minutes of the May 20, 2025 Regular meeting.

EXECUTIVE SUMMARY

The purpose of this item is to approve the minutes of the May 20, 2025 Regular meeting.

STAFF RECOMMENDATION

Staff recommends approval of the minutes.

ATTACHMENTS

1. Draft Minutes, May 20, 2025

COUNCIL OF THE CITY OF FORT COLLINS, COLORADO

Council-Manager Form of Government

Regular Meeting – 6:00 PM

PROCLAMATIONS AND PRESENTATIONS

5:00 PM

A) PROCLAMATIONS AND PRESENTATIONS

PP 1. Declaring the Week of May 18-24, 2025 as EMS Week

PP 2. Declaring the Week of May 25-31, 2025 as Flood Awareness Week

PP 3. Declaring the Month of May 2025 as Asian, Pacific Islander, Desi American and Native Hawaiians Heritage Month

Mayor Pro Tem Emily Francis presented the above proclamations at 5:00 p.m.

REGULAR MEETING

6:00 PM

B) CALL MEETING TO ORDER

Mayor Jeni Arndt called the regular meeting to order at 6:00 p.m. in the City Council Chambers at 300 Laporte Avenue, Fort Collins, Colorado, with hybrid participation available via the City's Zoom platform.

C) PLEDGE OF ALLEGIANCE

Mayor Jeni Arndt led the Pledge of Allegiance to the American Flag.

D) ROLL CALL

PRESENT

Mayor Jeni Arndt

Mayor Pro Tem Emily Francis

Councilmember Susan Gutowsky

Councilmember Julie Pignataro

Councilmember Tricia Canonico

Councilmember Melanie Potyondy

Councilmember Kelly Ohlson

STAFF PRESENT

City Manager Kelly DiMartino

City Attorney Carrie Daggett

City Clerk Delynn Coldiron

E) CITY MANAGER'S AGENDA REVIEW

City Manager Kelly DiMartino provided an overview of the agenda, including:

- No changes to the published agenda.
- Withdraw Item No. 12, *Items Relating to the Vine Drive and Jerome Street Intersection Improvements Project*, to make revisions and go before Council for consideration on June 3rd.
- Items 1-13, less Item 12, recommended for adoption.
- Consideration of an Executive Session.

F) COMMUNITY REPORTS

None.

G) PUBLIC COMMENT ON ANY TOPICS OR ITEMS OR COMMUNITY EVENTS
(Including requests for removal of items from Consent Calendar for individual discussion.)

Eddie Arthur requested clarification regarding the proposed Code changes related to vehicle noise, particularly related to whether all Police Officers will be enforcing the Code or if it will just be a task force. He also asked who would be responsible for educating the public about the new noise ordinances and suggested the placement of signs in the Old Town area. Additionally, he questioned how muffler laws are enforced and noted nothing was mentioned in the packet about fines. He expressed support for the changes.

Johnny West noted he has been a resident of Fort Collins since 1934 and expressed concern about the trash hauling contract and opt out fees because he hauls his own trash to a dumpster and has permission to do so. He stated he recently received a bill from Republic for \$99 for services he is not receiving.

Griffin Cole, dentist, expressed support for ceasing water fluoridation stating there are no positive impacts to drinking fluoride; its impacts are only topical. He stated there is no correlation between fluoridation and tooth decay; however, he stated there are studies that show a correlation between fluoridation and declining IQ.

Pati Thomas expressed support for ceasing water fluoridation stating fluoride is a known neurotoxin. She discussed recent studies that have shown fluoride is not effective and can be harmful to babies and children. She encouraged Council to cease water fluoridation.

Zoelle Lane spoke in favor of the Connexion union and stated unions are key to ensuring employees have a strong voice to advocate for themselves. She encouraged the City to support the union to adhere to the City's values.

Kaori Keyser spoke in favor of the Connexion union and discussed a letter Council received yesterday regarding employee unionization procedures in cities that have a pathway to unionization, such as Denver. She urged Council to ask thoughtful questions of City attorneys and management during Executive Session and do what it can to protect public servants.

Greg Zoda spoke in favor of the Connexion union and commented on Boulder's municipal workers voting to unionize. He shared frustration about the City's process of recognizing only those unions that have been approved by voters and urged Council to add a Charter amendment to the ballot that would be similar to Denver's 2U.

Public comment concluded at 6:25 p.m.

H) PUBLIC COMMENT FOLLOW-UP

Councilmember Pignataro thanked Mr. Arthur for his comments and questions and noted the Second Reading of changes to the trash hauler contract was recently approved; therefore, Mr. West may be exempt from the opt-out fee. She requested staff follow up with him.

Councilmember Potyondy thanked the speakers and expressed appreciation to those who sent in research to help inform the Executive Session.

Mayor Arndt thanked the speakers.

I) COUNCILMEMBER REMOVAL OF ITEMS FROM CONSENT CALENDAR FOR DISCUSSION

None.

J) CONSENT CALENDAR

1. Consideration and Approval of the Minutes of the May 6, 2025 Regular meeting.

The purpose of this item is to approve the minutes of the May 6, 2025 Regular meeting.

Approved.

2. Second Reading of Ordinance No. 074, 2025, Appropriating Unanticipated Philanthropic Revenue, Appropriating Prior Year Reserves and Authorizing Transfer of Appropriations for Various Gifts Received Through City Give.

This Ordinance, unanimously adopted on First Reading on May 6, 2025, requests an appropriation of \$42,325 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 Second Reading.

3. Second Reading of Ordinance No. 075, 2025, Making a Supplemental Appropriation of Colorado Department of Transportation Colorado Highway Safety Office Click It or Ticket Grant Funds for the Fort Collins Police Services Traffic Enforcement Unit.

This Ordinance, unanimously adopted on First Reading on May 6, 2025, appropriates \$20,000 of unplanned revenue from the Colorado Department of Transportation (CDOT) for Police Services to conduct the Click It Or Ticket program.

Adopted on Second Reading.

4. **Second Reading of Ordinance No. 076, 2025, Making a Supplemental Appropriation of Federal Emergency Management Administration's Building Resilient Infrastructure and Communities Program Grant Funds and Authorizing Transfers for the Nature-Based Solutions Plan and Stormwater Park Concept Plan Project.**

This Ordinance, unanimously adopted on First Reading on May 6, 2025, enables the City to receive and expend federal funds for the Nature-Based Solutions Plan and Stormwater Park Concept Plan Project (Project). The Colorado Division of Homeland Security and Emergency Management, through the Colorado Department of Public Safety (CDPS), awarded the City of Fort Collins \$398,431 of unanticipated revenue to develop the Project. This award is part of the Federal Emergency Management Administration's (FEMA's) Building Resilient Infrastructure and Communities (BRIC) 2023 program, with the \$398,431 awarded to the City being federal funds. The City has a required cost share of \$245,641 that will be met through City staff time. City staff time will be used through the life of the grant funded Project, from 2025 through October 23, 2027. Based on City staff time being part of annual ongoing fund budgets, the City will utilize budgets as appropriated by City Council each annual fiscal year associated with such City staff time to meet the required cost share requirement of this grant.

Grant funds will enable the City in developing plans to support developers who seek to utilize nature-based solutions and natural habitat design standards in their neighborhood developments in Fort Collins. The purpose of this item is to support development of the Project by:

- *Appropriating \$398,431 of unanticipated revenue awarded through FEMA's BRIC program;*
- *Utilizing matching funds in the amount of \$85,378 from existing 2025 appropriations in the Community Development and Neighborhood Services operating budget in the General fund into this grant Project for staff time;*
- *Utilizing matching funds in the amount of \$11,841 from existing 2025 appropriations in the Stormwater Engineering operating budget in the Stormwater fund into this grant Project for staff time.*
- *Utilizing matching funds in the amount of \$5,957 from existing 2025 appropriations in the Communications and Public Involvement operating budget in the General Fund into this grant Project for staff time.*

This item authorizes the Mayor to accept the grant funds and to commit the City to comply with the terms and conditions of the intergovernmental grant agreement.

Adopted on Second Reading.

5. **Second Reading of Ordinance No. 077, 2025, Replacing Ordinance No. 040, 2025, and Approving the Intergovernmental Agreement Between the City of Fort Collins and the Fort Collins, Colorado, Downtown Development Authority Governing the Use of a Line of Credit for the Financing of Downtown Development Authority Projects and Programs and Delegating to the Downtown Development Authority Thereunder the Power to Incur Debt in Relation Thereto as Authorized by State Law.**

*This Ordinance, unanimously adopted on First Reading on May 6, 2025, approves an ordinance to authorize the Mayor to sign an intergovernmental agreement between the City and Downtown Development Authority (DDA) that will govern the processes for administering a line of credit for financing DDA projects and programs for a six-year term from 2025 through 2030 and a maximum pre-draw limit of \$5 million. **This item was previously approved by Ordinance No. 040, 2025; however, the Exhibits A, B, and C-1 to C-5 attached to and part of the intergovernmental agreement were not included in the meeting packet on March 18, 2025, for the second reading of the Ordinance. The only changes on this item for its approval and replacement***

of Ordinance No. 040, 2025, other than updating the dates, are the inclusion of the intergovernmental agreement attachments.

The current Line of Credit (LOC) established in 2012 and renewed in 2018 by the City on behalf of the DDA expired at the end of 2024. The City and DDA began taking steps in early 2024 to renew this debt instrument with First National Bank of Omaha (FNBO) for another six-year term, as it will be needed by the DDA to execute its projects and programs beginning in budget year 2025 and continuing through 2030. The renewal of the bank authorized Line of Credit is needed by the DDA to satisfy compliance with C.R.S. § 31- 25-807(3)(a)(II).

On November 6, 2024, the Council Finance Committee reviewed the purpose and approach for bringing forth a third IGA to accommodate the DDA's authorization to use a Line of Credit and satisfy compliance with C.R.S. § 31- 25-807(3)(a)(II). The Council Finance Committee was supportive of advancement of the IGA to Council.

On February 13, 2025, the DDA Board adopted Resolution 2025-02 authorizing the DDA's approval of the IGA and the line of credit promissory note from First National Bank of Omaha. The IGA is now advanced to Council and pursuant to the DDA Act requires adoption by ordinance.

Adopted on Second Reading.

6. **First Reading of Ordinance No. 078, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for Broadband Buildout to Multi-Dwelling Units and Customer Installations and Related Art in Public Places and Modifying the Terms of Repayment for Prior Appropriations from the Light and Power Fund.**

The purpose of this item is to request appropriation of \$12 million of prior year reserves from the Light & Power Fund for use in Broadband's (herein referred to as "Connexion") efforts to continue new customer installations, including building out to multi-dwelling units (MDU's) and mobile home parks, and providing for asset management. These funds from Light & Power provide a significant portion of the total funding need over the next 4 years and will be reimbursed to the Light & Power Fund, including interest, from the cash flows generated by Connexion operations.

Adopted on First Reading.

7. **First Reading of Ordinance No. 079, 2025, Authorizing Transfers of Appropriations for the Shields Street Protected Infrastructure – Lake Street to Stuart Street Project and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue Project.**

The purpose of this item is to transfer Active Modes Plan Implementation funding to the Shields Street Protected Infrastructure – Lake Street to Stuart Street and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue capital projects.

Adopted on First Reading.

8. **First Reading of Ordinance No. 080, 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 appropriate \$19,011 of unanticipated revenue received from the Colorado State Patrol Department of Public Safety as a modification to the previously awarded FY 2025 BATTLE (Beat Auto Theft Through Law Enforcement) grant.

Adopted on First Reading.

9. Items Relating to Civic Center Master Plan: Municipal Court Renovation & Parking Services Move.

A. First Reading of Ordinance No. 081, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Parking Services Department Relocation Project and Related Art in Public Places

B. First Reading of Ordinance No. 082, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Municipal Court Expansion Project and Related Art in Public Places

The purpose of these items is to provide context for two related requested appropriations for projects in the Civic Center Master Plan. The first will expand City service capacity by moving Parking Services to the Civic Center Parking Structure in order to vacate space in the 215 North Mason Street building to allow for the expansion of the City Municipal Court. The second recommended appropriation provides initial construction costs for the expansion of the Municipal Court in the 215 North Mason Street building.

Appropriation recommendations:

- *\$450,000 from reserves in the Parking Fund to the Capital Projects Fund for the relocation of Parking Services to the Civic Center Parking Structure*
- *\$400,000 from General Government Capital Expansion Fee reserves within the Capital Expansion Fund for the relocation of Parking Services as a condition precedent to the Municipal Court construction and expansion*
- *\$8,500 transfer from the Capital Projects Fund to the Art in Public Places Program in the Cultural Services & Facilities Fund for the relocation of Parking Services.*
- *\$4,300,000 from General Governmental Capital Expansion Fee reserves within the Capital Expansion Fund for the Municipal Court construction and expansion project*
- *\$43,000 transfer from the Capital Projects Fund to the Art in Public Places Program in the Cultural Services & Facilities Fund for the Municipal Court construction and expansion project.*

Both Ordinances Adopted on First Reading.

10. First Reading of Ordinance No. 083, 2025, Amending Sections 20-21 and 20-25 of the Code of the City of Fort Collins for the Purpose of Clarifying Exceptions to the Noise Ordinance for Agricultural Activities.

The purpose of this item is to further clarify the alignment of the municipal noise ordinance with Colorado statutes relating to exceptions for agricultural operations.

Adopted on First Reading.

11. First Reading of Ordinance No. 084, 2025, Designating as Non-Lapsing and Transferring the Prior Appropriation of Philanthropic Revenue Received Through City Give by Ordinance No. 055, 2025, for the Payment Assistance Fund.

The purpose of this item is to request that the lapsing appropriation approved by Council on its passage of Ordinance No. 055, 2025, of \$443,600 in philanthropic revenue received through City Give, be designated by this Ordinance as non-lapsing. 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.

12. Items Relating to the Vine Drive and Jerome Street Intersection Improvements Project.

A. Resolution 2025-057 Authorizing the Execution of an Intergovernmental Agreement Regarding a Grant of Funds for Improvements to the Intersection of Vine Drive and Jerome Street Between the City of Fort Collins and the Downtown Development Authority.

B. First 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.

The purpose of these items is to enable 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 items will: 1) authorize the Mayor to execute an Intergovernmental Agreement (IGA) for the Project with the DDA; 2) transfer \$135,200 of Community Capital Improvement Program (CCIP) Bicycle Program funds to the Project; 3) transfer \$67,756.77 of Community Capital Improvement Program (CCIP) Pedestrian Program funds to the Project; 4) appropriate \$293,076 in URA funds to the Project; 5) transfer \$146,472.87 in remaining 2050 Tax – Our Climate Future funds from previous appropriations to the Project; 6) appropriate \$144,000 of DDA grant funds to the Project; 7) appropriate \$4,283.34 in Transportation Capital Expansion Fee (TCEF) funds to the Project; 8) appropriate \$87.42 of Transportation Services Fund reserves to the Project; and 9) 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.

Ordinance and Resolution Postponed to June 3rd Council Meeting.

13. Resolution 2025-058 Approving Fort Fund Grant Disbursements.

The purpose of this item is to approve Fort Fund grants from the Cultural Development and Programming Account and the Tourism Programming Account for the selected community events in the Program Support Grant – March Deadline category, based upon the recommendations of the Cultural Resources Board.

Approved.

END OF CONSENT CALENDAR

Mayor Pro Tem Francis moved, seconded by Councilmember Potyondy, to approve the recommended actions on items 1-13, minus Item No. 12, on the Consent Calendar.

The motion carried 7-0.

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

Councilmember Ohlson stated he would be withdrawing Item No. 12, Items Relating to the Vine Drive and Jerome Street Intersection Improvements Project, from the future agenda so he could vote against

it. He stated he believes the item is an inappropriate use of climate future funds and suggested other funds could be used for the project.

L) STAFF REPORTS

None.

M) COUNCILMEMBER REPORTS

Councilmember Susan Gutowsky

- Attended Poudre Fire Authority event recognizing first responders who saved lives during which the first responders were able to meet the people they saved.
- Attended employee breakfast and awards ceremony.

Councilmember Melanie Potyondy

- Attended reception for Asian American Native Hawaiian Pacific Islander Heritage Month.
- Attended graduation for City Works 101.

Councilmember Tricia Canonico

- Thanked District 1 Police Officers for allowing her to attend a walk-along and ride-along.
- Front Range Passenger Rail District Board holding an online open house for the future of passenger rail.

Mayor Jeni Arndt

- Congratulated CSU graduates.
- Thanked a resident for bringing a dangerous situation to her attention which was immediately remedied by staff.
- Thanked an officer who redirected her on a running trail and informed her there may be a dangerous person on the path ahead while not being alarming.
- Met an individual who moved to Fort Collins after watching City Council broadcasts.

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

None.

O) CONSIDERATION OF ITEMS PLANNED FOR DISCUSSION

14. **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.**

*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 requesting that Council make the following motion to postpone Second Reading of this Ordinance to June 17, 2025, to allow further time for the Building Review Commission to consider the proposed Code changes, as well as the proposed amendments attached to this AIS:***

"I move to postpone consideration of the 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, to June 17, 2025."

PUBLIC COMMENT

None.

COUNCIL QUESTIONS/DISCUSSION

Mayor Arndt thanked Poudre Fire Authority for bringing this forward and working through the process with Boards and Commissions.

Mayor Pro Tem Francis moved, seconded by Councilmember Gutowsky, to postpone consideration of the 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, to June 17, 2025.

The motion carried 7-0.

15. **Public Hearing and Resolution 2025-059 Approving a First Amendment to the Amended and Restated Service Plan for Foothills Metropolitan District.**

Per the City's Financial Management Policy 10 – Metro Districts (the "Policy"), authorized by Resolution 2021-045, the procedures for conducting a hearing on metropolitan district service plan or plan amendment will be in accordance with the Council's adopted procedures and Section 3.K. of the Policy, which sets the order of the proceedings on such a public hearing as follows:

- 1. Announcement of item;*
- 2. Consideration of any procedural issues;*
- 3. Explanation of the application by City staff;*
- 4. Presentation by the applicant;*
- 5. Public testimony regarding the application;*
- 6. Rebuttal testimony by the applicant;*
- 7. Councilmember questions of City staff and the applicant; and*
- 8. Motion, discussion and vote by City Council.*

In 2012, the District was organized to redevelop the then existing Foothills Mall (approval of the formation of the District and its original Service Plan by City Council was by Resolution 2012-084). Council approved the current Amended and Restated Service Plan for the Foothills Metropolitan District (the "District") on May 7, 2013 (Resolution 2013-044).

Since the District's formation and redevelopment, some of the planned activation has been successful. However, several factors have affected the commercial leasing of all property, which has impacted the revenues dedicated for debt service payment. To address the underperforming aspects, MXD Fort Collins, LLC (the "Current Developer") is currently designing a new redevelopment plan. The First Amendment supports this new approach to redevelopment by:

- 1. Increasing the maximum amount of debt the District can have outstanding.*
- 2. Extending the length of the debt the District is allowed to incur and clarifying refunding.*

3. Making other changes to ensure consistency with the new redevelopment plan.

The First Amendment expands the list of eligible improvements but does not expand the list of eligible improvements for which the City or the Fort Collins Urban Renewal Authority (the "Authority") are obligated to participate in or contribute revenues to finance. This item is related to another item on the agenda, Resolution 2025-060, Approving a Development Agreement to Secure Public Benefits for Foothills Mall Redevelopment, which, if adopted, would approve a Public Benefits Agreement that would be effective upon the effective date of this Resolution 2025-059.

Mayor Arndt opened the public hearing on this item.

STAFF PRESENTATION

Josh Birks, Deputy Director of Sustainability, stated this resolution would allow for the service plan to be changed such that it would include the ability to issue additional debt and ultimately support another round of investment in what was formerly the Foothills Mall site. He discussed the history of the Foothills Metropolitan District and outlined the current revenue sources for the District, which are just sufficient to fund debt service, though are weakening. He noted this resolution would allow for refunding of the existing debt and the issuance of additional debt.

Birks discussed how the Foothills Mall project has evolved over time and noted a policy was adopted to guide the metro district service plan analysis in 2021, though staff is recommending not adhering strictly to that policy in this case as the district predates the policy and the district serves primarily as a financial conduit for the revenue sources coming together to support redevelopment. Birks also noted the change does not alter in any way the obligations of the City or the Authority and the property tax increment remains 100% pledged until 2038.

Birks stated the funds would be used to refund the existing debt and issue new debt for a total of about \$166.1 million, which would give the District \$75 million to use for new public improvements.

APPLICANT PRESENTATION

Will Little, McWhinney, commented on McWhinney's purchase of the Foothills Mall in 2021 and forthcoming focus on redevelopment of the interior mall building. He discussed the plan to utilize the requested funds for new outdoor park areas, new parking, and new streets.

Dan Dougherty, McWhinney, discussed reimagining the mall space to right size the retail. He noted some of the existing unleased retail will be redeveloped with additional roadways, parks, and walkway space, with a bit of commercial space and some additional housing, including the affordable component. He discussed the adaptive reuse of the mall building which will involve removing the roof while still allowing some walls to remain. Dougherty provided renderings of the proposed project and noted the parking garage and Foothills Athletic Club will be retained.

COUNCIL QUESTIONS/DISCUSSION

Councilmember Pignataro asked if the affordable housing would be a for sale product. Dougherty replied the townhomes will be for sale, and it has yet to be determined what partner and product type will be selected for the affordable housing component.

Councilmember Pignataro asked if there are 300 additional housing units being contemplated. Little replied that the original strategy for the site was for a higher density of rental units than what is currently there; however, it has been determined that financing apartments on the site would

be very difficult; therefore, the plans have shifted to either for rent or for sale single-family attached or detached homes.

Councilmember Pignataro asked if the Foothills Activity Center is currently rented. Birks replied the City owns the space outright, though the site is subject to covenants similar to other properties on the site.

Councilmember Pignataro asked if there are plans to update the Activity Center. Birks replied the Activity Center is constructed with the Macy's building wrapping around it; therefore, when the Macy's building comes down, there will likely be some opportunity for improvements to the façade. Little noted they have yet to determine specifics about the demolition of the Macy's building, but there will be work done on the façade.

Councilmember Pignataro asked about the risks to adopting this resolution. Birks replied there is an existing risk that the metro district is not generating sufficient revenue to pay the debt, and that is an indirect concern to the City. A risk of moving forward is that additional time during which the residents and consumers of the site will be paying for public infrastructure would be authorized, and there are risks associated with development. From a financial perspective, the risk to the City has not significantly changed.

Mayor Pro Tem Francis asked about the anticipated number of affordable housing units. Little replied the plan is for 50 to 60 units. Birks clarified the requirement is for a dedication to contribute, either through donation or contribution, into a partnership, 30,000 square feet of land for affordable units which is adjacent to the parking structure, thereby keeping the project from needing additional parking.

Mayor Pro Tem Francis asked about the difference between the two ways to fulfill the affordable housing obligation and expressed concern about the lack of a requirement to have the affordable housing component built by a certain time. Little replied that requirement is not part of the agreement at this time, but the requirement is to either contribute the land or donate it, and the selected partner for that development would determine which of the means of fulfillment would be used. Birks discussed the two ways to fulfill the affordable housing obligation, one of which would be the execution of a contract for the donation or contribution of the affordable housing parcel and one of which references a reservation of the parcel which would put some type of covenant on the land requiring the property to be developed as affordable housing.

Mayor Pro Tem Francis expressed concern about the affordable housing units actually being delivered and asked what assurances exist that it will actually be built. Little stated his expectation is that there will be more engagement from the Colorado Housing and Finance Authority for a 50–60-unit project than a 15-unit project. He acknowledged there is no timeline for the development of the affordable units and reiterated that McWhinney would be partnering with others who have experience in that market to get this completed.

Birks acknowledged this agreement does not bear a timeline similar to that of other metro districts.

Councilmember Ohlson stated his trust level is low for the City organization and this project and asked why the agreement could not include a date certain to deed the land to the City for use as affordable housing to allow the City to set a timetable and work with the Housing Authority. Birks replied staff has had conversations with the developer and what is in this proposal is what they have asked to put before Council.

Councilmember Ohlson stated he does not trust the outcome and urged Council to not vote in favor of the item due to the affordable housing component. He noted there is no recommendation from staff for approval of this item, just for consideration. He also expressed concern about the

PIF being permanent and increasing to 3%. Birks replied the original conversation Council had about PIF was when Front Range Village came through, and staff at that time was under the impression that public improvement fees needed to be authorized by Council; however, the reality is that public improvement fees are a privately imposed covenant or lease term that can happen without Council being engaged at all, though that does not mean Council may not be involved in how those fees are used. He stated the AIS was trying to convey that developers can impose a public improvement fee without Council involvement, though there have been occasions, and this is one, where the developer is willing to limit what they can otherwise do through a contractual agreement through the service plan redevelopment and reimbursement agreement.

Councilmember Ohlson asked if the Foothills Mall URA Plan Area will still expire on the same date. Birks replied in the affirmative and stated it will expire in 2038.

Councilmember Ohlson asked if what is being voted on with this item takes more money from the City of Fort Collins, Poudre School District, or County according to the URA and tax increment financing (TIF) agreements. Birks replied this agreement does not take any more money through the pledge of tax increment from those entities as the pledge remains as it was agreed upon in 2013. He stated the changes are that the metro district can collect its extra property tax for longer and the PIF will exist longer.

Councilmember Potyondy concurred she would feel more comfortable voting for this if there were more assurances and specificity around the affordable housing piece. Regarding the retail space, she asked about the peak occupancy of the new mall before people knew it was going to be redeveloped. Little replied they have worked with every tenant to limit costs and keep them in place, and they have benefited from the additional traffic brought in by the College Avenue shops. He stated there has not been a huge loss of retailers in the last 12 to 18 months.

Councilmember Potyondy commended the reuse components of the plan and asked if there are retailers interested in coming in after redevelopment. Little replied one of the trends seen nationally is too much space; therefore, one of the strategies being pursued is the reduction of the general leasable area of the mall. He stated the sales being generated by the College Avenue shops are a good tool for soliciting new tenant interest. He stated he does believe there will be incoming tenants, and the catalyst for that will be an anchor store, which is still being sought.

Councilmember Gutowsky asked if temporary office space is still being considered. Little replied in the affirmative and noted space for artist rentals will also be considered.

Councilmember Gutowsky asked what key changes will make this redevelopment successful. Little replied this plan includes a significant departure from what has been a historic indoor mall experience that no longer works well across the country. He stated the key is reducing the size.

Councilmember Gutowsky also expressed concern regarding the lack of assurance and specificity around the affordable housing piece.

Councilmember Canonico commented on visiting a similarly developed property to the one planned and asked if there are any assurances there will be at least 300 residences planned, as that will be a large part of the success of the project. Little replied McWhinney would likely partner with another entity to build a for sale product, but the total number of dwellings provided will end up being a function of the final site plan. He stated finding successful retailers to land here is the most important piece. He stated there will be a shift from apartments to townhomes and condos, which is the reason for the decrease in density from previous plans.

Councilmember Canonico asked what is anticipated for the residential component if an anchor store leaves the project. Little replied that is a risk of retail business in general and retail is constantly evolving. He stated it is important to have the flexibility to repurpose the anchor space for a new use.

Councilmember Canonico asked if a 3% PIF would keep people from shopping at the facility. Little replied they have projects with a variety of PIF amounts that are a function of what the market will bear. He added that the most scrutiny placed on PIF amounts is by retailers.

Councilmember Canonico asked how the demolition process will be handled to help meet the City's zero waste goals. Little replied demolition contractors are good at identifying recyclable materials and that is something that will be considered during the design and construction process.

Councilmember Canonico also echoed concerns about the lack of assurance and specificity around the affordable housing piece. She stated she would like to see the number of housing units maximized overall.

Mayor Arndt asked what would occur under a 'do nothing' scenario. Birks replied the service plan would remain as is, and in 2038, the project would have to stop collecting the mills associated with the debt that is being collected by the metro district and would not be able to issue new debt that would have a maturity of longer than 25 years. He stated it would be difficult for the metro district to refund without any change in available revenue or any change in the project that could be perceived as changing the amount of revenue coming in.

Mayor Arndt noted another developer and project would need to be sought if this project is not successful, and the financial component of this item is what she is considering; therefore, she will be supporting the amendment.

City Attorney Daggett noted this item is solely the amendment of the service plan, and the next item relates to the public benefits agreement. She recommended Council add language to the end of Section 5 that makes approval of the service plan amendment subject to full execution of the approved public benefits agreement between the City and the developer addressing the commitments that support the approval of the first amendment.

Councilmember Pignataro asked about the staff recommendation of consideration rather than approval. Birks replied staff was aware there would likely be questions about the affordable housing component; therefore, the recommendation was for consideration.

Councilmember Ohlson asked how much support for the retail has been provided by the existing housing units. Little replied they cannot track that exactly, though the general consensus about the location is that there is retail demand, though the experience offered is different from what is desired by consumers, which is evidenced by the disparity between sales at the College Avenue shops versus the mall.

Clerk's Note: Mayor Pro Tem Francis called for a break at 8:13 p.m., noting the meeting would resume at 8:33 p.m.

Birks stated there is still additional work that needs to be done related to the PIF.

City Attorney Daggett noted the redevelopment agreement is not being changed and commented on ensuring the terminology and the way the permissions are written are all consistent among various documents.

Mayor Arndt stated it seems the City does not have a role in the PIF and it should be up to the developer and retailers to work through that themselves.

Mayor Pro Tem Francis moved, seconded by Councilmember Canonico, to continue the public hearing and postpone Resolution 2025-059 Approving a First Amendment to the Amended and Restated Service Plan for Foothills Metropolitan District to July 1, 2025.

The motion carried 7-0.

16. Resolution 2025-060 Approving the Development Agreement to Secure Public Benefits for the Foothills Mall Redevelopment.

The purpose of this item is to seek approval of a Development Agreement to Secure Public Benefits for Foothills Mall Redevelopment. This item is related to another item on the agenda, Resolution 2025-059 Approving a First Amendment to the Amended and Restated Service Plan for Foothills Metropolitan District.

Mayor Pro Tem Francis reiterated the desire to have more assurances for the affordable housing piece and encouraged the developer to work to determine more accurately how many units could be supported by the site.

Mayor Pro Tem Francis moved, seconded by Councilmember Ohlson, to postpone Resolution 2025-060 Approving the Development Agreement to Secure Public Benefits for the Foothills Mall Redevelopment to July 1, 2025.

The motion carried 7-0.

17. Items Relating to Motor Vehicle Noise.

A. *First Reading of Ordinance No. 086, 2025, Adopting Section 1418, Unreasonable Vehicle Noise Prohibited in the Fort Collins Traffic Code.*

B. *First Reading of Ordinance No. 087, 2025, Amending Section 17-129 of the Code of the City of Fort Collins to Remove all Reference to Traffic Noise.*

C. *First Reading of Ordinance No. 088, 2025, Amending Section 225 of the Fort Collins Traffic Code to Clarify the Different Types of Equipment Violations Related to Mufflers.*

D. *First Reading of Ordinance No. 089, 2025, Amending Section 1-15 of the Code of the City of Fort Collins to Allow Some Specified Traffic Violations to be Designated as a Misdemeanor Offense.*

The purpose of these items is to present recommended changes to the City Code and Fort Collins Traffic Code to address enforcement of unreasonable noise in the city related to Motor Vehicles.

STAFF PRESENTATION

Police Chief Jeff Swoboda commented on recent efforts by staff to work to better address noise in the city.

Assistant Police Chief Kristy Volesky discussed work that has been done in terms of looking at muffler noise and other behavior noise, including radios, tire squealing, and engine revving. She outlined the four items for Council consideration, including a new Code section related to unreasonable vehicle noise which would allow officers to use their discretion to address issues, an amended code section that would remove references to the traffic code, an amended code section clarifying the different types of equipment violations related to mufflers, and an amended

code section that would allow for some specified traffic violations to be designated as misdemeanors.

COUNCIL QUESTIONS/DISCUSSION

Mayor Pro Tem Francis asked if this will be enforced by all officers, not just a task force. Assistant Chief Volesky replied in the affirmative. She added the department knows the importance of this issue to the community and stated the Traffic Unit will lead the way, though any officer can write a ticket.

Mayor Pro Tem Francis asked if there are plans for signage in the downtown area. Assistant Chief Volesky replied there are signs planned that read 'noise ordinance enforced,' which will include traffic noise; however, there are no plans for quiet-zone specific signage. She also noted that there are existing signs related to this in the downtown area.

Mayor Pro Tem Francis asked about the fine amounts. Assistant Chief Volesky replied the range for a misdemeanor is up to \$3,000 and 180 days in jail, and the sentence is set by the court; violations would require a court appearance.

Mayor Pro Tem Francis supported studying utilizing speed cameras to monitor sound.

Councilmember Pignataro asked about the plan for updating Council on how things are going, assuming adoption of the ordinances. Chief Swoboda replied updates could be provided as desired by Council.

Chief Swoboda noted these changes will not solve the issue of noise in the community but will provide an additional enforcement tool.

Councilmember Potyondy commended the work on this item.

Councilmember Ohlson commended staff work on the issue and stated the changes are long overdue.

Mayor Pro Tem Francis moved, seconded by Councilmember Potyondy, to adopt Ordinance No. 086, 2025, Adopting Section 1418, Unreasonable Vehicle Noise Prohibited in the Fort Collins Traffic Code, on First Reading.

The motion carried 7-0.

Mayor Pro Tem Francis moved, seconded by Councilmember Canonico, to adopt Ordinance No. 087, 2025, Amending Section 17-129 of the Code of the City of Fort Collins to Remove all Reference to Traffic Noise, on First Reading.

The motion carried 7-0.

Mayor Pro Tem Francis moved, seconded by Councilmember Gutowsky, to adopt Ordinance No. 088, 2025, Amending Section 225 of the Fort Collins Traffic Code to Clarify the Different Types of Equipment Violations Related to Mufflers, on First Reading.

The motion carried 7-0.

Mayor Pro Tem Francis moved, seconded by Councilmember Pignataro, to adopt Ordinance No. 089, 2025, Amending Section 1-15 of the Code of the City of Fort Collins to Allow Some Specified Traffic Violations to be Designated as a Misdemeanor Offense, on First Reading.

The motion carried 7-0.

18. First Reading of Ordinance No. 090, 2025, Amending Section 9-23 of the Code of the City of Fort Collins Regarding the Use of Fireworks.

The purpose of this item is to present recommended changes to the Fort Collins City Code Section 9-23 to address enforcement for violations related to fireworks.

STAFF PRESENTATION

Police Chief Jeff Swoboda commented on issues related to fireworks in the community and stated this change would ensure officers do not have to catch a person in the act of lighting off a firework and would hold those accountable who are hosting parties during which fireworks are being ignited.

Assistant Police Chief Kristy Volesky stated the current penalty is a misdemeanor with a \$1,000 fine and the change would mirror the nuisance gathering ordinance.

COUNCIL QUESTIONS/DISCUSSION

Councilmember Potyondy commended the proposed change and asked about the strategy for people lighting fireworks in public spaces or commercial spaces. Assistant Police Chief Volesky replied there will be officers assigned to do fireworks abatement around the July 4th holiday somewhat based upon community complaints.

Councilmember Canonico asked when a report will be provided to Council. Chief Swoboda replied a report could be ready by the end of July.

Mayor Pro Tem Francis commended the work on this item and noted Poudre Fire Authority has yard signs that can be displayed indicating the impacts of fireworks on veterans or pets who may be living at a property.

Councilmember Ohlson suggested education also be centered around urban fire impacts as well as impacts to veterans and pets.

Councilmember Pignataro asked about fireworks outside of city limits. Assistant Police Chief Volesky replied they are allowed unless there is a fire ban in place.

Councilmember Pignataro asked if possession of fireworks within the city limits will then be illegal. Chief Swoboda replied there are some fireworks that are illegal and others that are not, and the illegal fireworks would be confiscated.

Chief Swoboda stated the education campaign will include information as to what types of fireworks are specifically disallowed.

Councilmember Canonico asked if the City has thought about switching to a drone fireworks show. City Manager DiMartino replied that is significantly more expensive and is not being pursued.

Mayor Pro Tem Francis moved, seconded by Councilmember Potyondy, to adopt Ordinance No. 090, 2025, Amending Section 9-23 of the Code of the City of Fort Collins Regarding the Use of Fireworks, on First Reading.

The motion carried 7-0.

P) RESUMED PUBLIC COMMENT

None.

Q) OTHER BUSINESS

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

Mayor Pro Tem Francis requested and received Council support to bring forward the Remington/Oak parking lot development to Council for a work session.

OB 2. Consideration of a motion to go into Executive Session for Legal Advice related to public employee associations:

Mayor Pro Tem Francis moved, seconded by Councilmember Gutowsky, 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 subsection (4)(b),

for the purpose of discussing with the City's attorneys and appropriate management staff specific legal questions related to public employee associations and the manner in which particular policies, practices or regulations of the City related to public employee associations may be affected by existing or proposed provisions of federal, state or local law.

The motion carried 7-0.

R) ADJOURNMENT

There being no further business before the Council, the meeting was adjourned at 10:23 p.m.

Mayor

ATTEST:

City Clerk

File Attachments for Item:

2. Second Reading of Ordinance No. 078, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for Broadband Buildout to Multi-Dwelling Units and Customer Installations and Related Art in Public Places and Modifying the Terms of Repayment for Prior Appropriations from the Light and Power Fund.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, requests appropriation of \$12 million of prior year reserves from the Light & Power Fund for use in Broadband's (herein referred to as "Connexion") efforts to continue new customer installations, including building out to multi-dwelling units (MDU's) and mobile home parks, and providing for asset management. These funds from Light & Power provide a significant portion of the total funding need over the next 4 years and will be reimbursed to the Light & Power Fund, including interest, from the cash flows generated by Connexion operations.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Chad Crager, Connexion Executive Director
Jeff Rochford, Connexion FP&A Manager
Joe Wimmer, Utilities Finance Director

SUBJECT

Second Reading of Ordinance No. 078, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for Broadband Buildout to Multi-Dwelling Units and Customer Installations and Related Art in Public Places and Modifying the Terms of Repayment for Prior Appropriations from the Light and Power Fund.

EXECUTIVE SUMMARY

This Ordinance, unanimously adopted on First Reading on May 20, 2025, requests appropriation of \$12 million of prior year reserves from the Light & Power Fund for use in Broadband's (herein referred to as "Connexion") efforts to continue new customer installations, including building out to multi-dwelling units (MDU's) and mobile home parks, and providing for asset management. These funds from Light & Power provide a significant portion of the total funding need over the next 4 years and will be reimbursed to the Light & Power Fund, including interest, from the cash flows generated by Connexion operations.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on Second Reading.

FIRST READING BACKGROUND / DISCUSSION

Assumptions Update

To date, Connexion is seeing a 44% residential take rate. This adoption is well above the 28% target identified in the original business plan and is indicative of the position as market leader that Connexion currently holds, offering unparalleled quality and superior customer service. The Connexion team wishes to take advantage of this and continue investing in rapidly making available its products and services.

With continued focus on building out to the remaining MDU and mobile home premises the team is now projecting to reach a substantial higher number than originally forecasted by 2035. However, that buildout will be capital intensive and current projections have established a funding need for new installations and associated asset management over the next 4 years. After 2030, current projections show Connexion reaching a customer count and corresponding annual revenue to fully fund all capital and operating expenses as well as all debt obligations.

Staff have researched additional funding options including bond restructuring, removal of debt ceiling, and if strong demand continues, will return to Council at a later date to present one or more as an additional round of capital financing.

Funding Requirements and Financing Options

Through April 2025 the total capital spent for Connexion's work to build out network, install MDU's, and provide service to customers, totaled \$175 million, inclusive of three rounds of bond financing (\$150 million), \$20 million of earlier Light & Power loans, and redeployment of operational budget funds.

Light & Power staff have identified \$12 million of available reserves that can be appropriated to the Connexion Fund as an intrafund loan, as the entities legally operate as a single electric utility enterprise. In 2022, Light & Power loaned \$20 million to Connexion which was scheduled to be paid back with interest by 2029. With this new round of financing, a new completion date of January 1, 2036 will be set for both loans. Based on preliminary year-end financials, the Light & Power Fund has \$37 million of available reserves (above minimum required and appropriated amounts). The \$12 million loan amount has been determined as available without causing major impacts to L&P operational and capital planning during the repayment timeline.

The loan will be structured as line of credit, with fund withdraws occurring as dictated by Connexion capital demands. In any month Connexion's month-end cash balance falls below zero, a transfer from Light & Power to Connexion will be made in the amount required to return Connexion's cash balance to zero. Repayment of the loans will occur in any month Connexion's month-end cash balance is greater than zero, with a transfer of such amount from Connexion to Light & Power. Loan interest will be calculated annually and will set as the greater of the current investment earnings rate on existing reserve balances or the 10 - year AA- bond rate, plus a 1.0% administrative fee to ensure an advantageous investment for Light & Power operations.

The \$12 million intrafund loan is intended to be appropriated as follows:

Fund		Amount	Lapsing Y/N
Connexion Capital Fund		\$11,300,000	N
Connexion Fund	Operating	\$700,000	Y

Additionally, both the prior \$20 million intrafund loan from 2022 and the current \$12 million intrafund loan will be rescheduled for principal and interest to be paid in entirety by January 1, 2036.

CITY FINANCIAL IMPACTS

With adequate reserves in the Light & Power Fund, this item is not projected to impact Light & Power operational or capital planning in the short term and will have positive financial impacts to both enterprise operations over the long term. Connexion's growth resulting from this investment affords a competitive interest rate to Light & Power until the intrafund loans are paid in full. The amount of \$113,000 will be contributed to the Art in Public Places program.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

First Reading attachments available in May 20, 2025, agenda materials at the following link:
<https://fortcollins-co.municodemeetings.com/>.

1. Ordinance No. 078, 2025

ORDINANCE NO. 078, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PRIOR YEAR RESERVES AND AUTHORIZING
TRANSFERS OF APPROPRIATIONS FOR BROADBAND
BUILDOUT TO MULTI-DWELLING UNITS AND CUSTOMER
INSTALLATIONS AND RELATED ART IN PUBLIC PLACES AND
MODIFYING THE TERMS OF REPAYMENT FOR PRIOR
APPROPRIATIONS FROM THE LIGHT AND POWER FUND

A. Broadband is requesting an appropriation of \$12,000,000 of reserves from the Light & Power Fund for use in Broadband's efforts to continue new customer installations, including infrastructure buildout to multi-dwelling units and mobile home parks, and providing for asset management.

B. Multi-dwelling units and mobile home parks infrastructure buildout will be capital intensive and current projections have established a funding need for new installations and associated asset management over the next four years.

C. The funds from Light & Power will provide a significant portion of the total funding need over the next four years and will be reimbursed to the Light & Power Fund, including interest, from the cash flow generated by Broadband operations.

D. City Council adopted Ordinance No. 034, 2022, approving the appropriation of \$20,000,000 from the prior year reserves available in the Light and Power Fund to Broadband, which is currently scheduled to be paid back with interest by 2029. Both the prior \$20,000,000 loan from 2022, and the current \$12,000,000 loan will be scheduled to be repaid in full, with interest and an administrative fee, to the Light and Power Fund by January 1, 2036.

E. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purpose of making Broadband's products and services available to multi-dwelling units and mobile home parks.

F. Article V, Section 9 of the City Charter permits the City Council, upon the recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year from such revenues and funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated.

G. The City Manager has recommended the appropriation described herein and determined that the funds to be appropriated are available and previously unappropriated from the Light and Power Fund and that this appropriation will not cause the total amount appropriated in the Light and Power Fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this Fund during this fiscal year.

H. Article V, Section 10 of the City Charter authorizes the City Council, upon recommendation by the City Manager, to transfer by ordinance any unexpended and unencumbered appropriated amount or portion thereof from one fund or capital project to another fund or capital project, provided that the purpose for which the transferred funds are to be expended remains unchanged, the purpose for which the funds were initially appropriated no longer exists, or the proposed transfer is from a fund or capital project in which the amount appropriated exceeds the amount needed to accomplish the purpose specified in the appropriation ordinance.

I. The City Manager has recommended the transfer of \$12,000,000 from the Light and Power Fund to the Broadband Fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

J. This Project involves construction estimated to cost more than \$250,000 and, as such, City Code Section 23-304 requires one percent of these appropriations to be transferred to the Cultural Services and Facilities Fund for a contribution to the Art in Public Places program ("APP Program").

K. The Infrastructure Buildout project cost of \$11,300,000 has been used to calculate the contribution to the APP program.

L. The amount to be contributed in this Ordinance will be \$113,000. The amount to be transferred to the Cultural Services and Facilities Fund will be \$24,860 as contribution to operations and maintenance of the APP Program. The remaining \$88,140 will remain in the Broadband Fund as contribution to artwork for the APP Program.

M. Contributions to the APP Program by each City utility for art projects is kept and spent in such utility's own fund, the utility contributes its share of the APP Program's costs for maintenance, administration, repair and display to the Cultural Services and Facilities Fund as provided in City Code Section 23-303(c).

N. In accordance with Article V, Section 10 of the City Charter, the appropriation for the Project from the Broadband Fund and the transfer of a portion of those unexpended and unencumbered appropriated funds to the APP Program as provided in City Code Section 23-304(c) will be used for Broadband purposes and improvements in connection with the Project that provide a betterment to the Utility and provide a specific utility purpose that is beneficial to the Utility's ratepayers.

O. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made but continue until the completion of the capital project.

P. The City Council wishes to designate the appropriation herein for the Broadband Infrastructure Buildout project as an appropriation that shall not lapse until the completion of the project.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. There is hereby appropriated from prior year reserves in the Light and Power Fund the sum of TWELVE MILLION DOLLARS (\$12,000,000) to be expended in the Light and Power Fund for transfer to the Broadband Fund and appropriated therein to be expended for operations and the buildout of the Broadband infrastructure.

Section 2. The unexpended and unencumbered appropriated amount of TWENTY-TWO THOUSAND SIX HUNDRED DOLLARS (\$22,600) in the Broadband Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein for the operation costs of the APP Program.

Section 3. The unexpended and unencumbered appropriated amount of TWO THOUSAND TWO HUNDRED SIXTY DOLLARS (\$2,260) in the Broadband Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein for the maintenance costs of the APP Program.

Section 4. The appropriation herein for Broadband Infrastructure Buildout project is hereby designated, as authorized in Article V, Section 11 of the City Charter, as an appropriation that shall not lapse at the end of this fiscal year but continue until the completion of the project.

Section 5. It is intent of Council, and direction to the City Manager and the City Financial Officer, that this amount appropriated be reimbursed annually to the Light and Power Fund in the amount the Connexion revenues collected exceed Connexion's expenses and debt obligations for that fiscal year, together with an interest factor which is the greater of the Light and Power Fund's average investment earnings for its reserve balance for that year or the average ten- year AA- bond rate for that year, plus a one percent administrative fee, until this appropriated amount with such interest has been paid in full, which payment in full is to be completed on or before January 1, 2036. In addition, when the City Manager is setting under City Code Section 26-573 the rates, fees and charges for furnishing telecommunication facilities and services to Connexion subscribers, the City Manager shall do so taking into consideration this reimbursement of the Light and Power Fund as provided in this Section 5.

Section 6. It is also the City Council' s intent that, in the event the City or the Electric Utility Enterprise hereafter issues any bonds or incurs any other financial obligation to be used to reimburse the Light and Power Fund for the Connexion' s expenditure of this appropriation for the Project, this Ordinance is intended to be a declaration of " official intent" to reimburse these expenditures within the meaning of Treasury Regulation §1.150-2.

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025

Approving Attorney: Yvette Lewis-Molock

Exhibits: None

File Attachments for Item:

3. Second Reading of Ordinance No. 079, 2025, Authorizing Transfers of Appropriations for the Shields Street Protected Infrastructure – Lake Street to Stuart Street Project and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue Project.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, transfers Active Modes Plan Implementation funding to the Shields Street Protected Infrastructure – Lake Street to Stuart Street and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue capital projects.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

John Gerwel, Project Manager
Cortney Geary, Active Modes Manager
Dana Hornkohl, Capital Projects Manager

SUBJECT

Second Reading of Ordinance No. 079, 2025, Authorizing Transfers of Appropriations for the Shields Street Protected Infrastructure – Lake Street to Stuart Street Project and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue Project.

EXECUTIVE SUMMARY

This Ordinance, unanimously adopted on First Reading on May 20, 2025, transfers Active Modes Plan Implementation funding to the Shields Street Protected Infrastructure – Lake Street to Stuart Street and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue capital projects.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on Second Reading.

FIRST READING BACKGROUND / DISCUSSION

The City's adopted Active Modes Plan (AMP) and Transportation Capital Projects Prioritization Study (TCPPS) recommended improvements within the Shields Street corridor. Between Mountain Avenue and Mulberry Street, a road diet was recommended that would remove one northbound vehicular travel lane and restripe this section of Shields Street to include separated bike lanes. Protected intersection infrastructure was recommended at the intersections with Prospect Road and Stuart Street, as well as separated bike lanes between the intersections. A protected intersection is a type of intersection design that prioritizes the safety and comfort of pedestrians and cyclists by providing them with physical separation from motorized vehicles. Upon reviewing these high priority recommendations, it was determined the proposed work could be implemented with two projects.

1. The Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue (SSBL) project could be accomplished utilizing City forces in conjunction with street resurfacing and restriping.
2. The Shields Street Protected Infrastructure – Lake Street to Stuart Street (SPI) capital project would require consulting assistance and a phased approach with robust outreach, design, right-of-way acquisition, and construction. City Staff determined as they were conceptualizing the SPI project that extending the northern boundary of the project from Prospect Road to Lake Street would provide better connectivity between separated bike lanes on Shields Street and Lake Street. The City received a federal Safe Streets and Roads for All grant to construct separated bike lanes on Lake Street from Shields Street to College Avenue.

A key theme that arose from engagement during the AMP and TCPSPS efforts was resident desire for direct routes with infrastructure that is physically separated from vehicular traffic. Constructing separated bike lanes and protected intersections (providing user comfort) is critical to achieving the AMP goal of 50% active mode share of all trips by 2032. These improvements would meaningfully advance Our Climate Future Big Move 4: Convenient Transportation Choices and would result in greenhouse gas and air pollution reduction.

FC Moves Department staff successfully sought funding through the 2025-2026 budget process to implement the SSBL project (\$580,000) and perform design on the SPI project (\$1,100,000). Staff from the Engineering and Traffic Operations Departments have begun working with FC Moves to implement these projects. There is a need to transfer the funding to designated capital projects that will allow for future grant funding to be received and tracked for reporting requirements.

These projects support the City's Strategic Plan Goals (TM1) and the 2024-2026 City Council Priorities (4 and 8). These projects also address needs for Safe Routes to Schools for Dunn Elementary, Bennett Elementary, two preschools, and Colorado State University.

- (TM1) Make significant progress toward the City's Vision Zero goal to have no serious injury or fatal crashes for people walking, biking, rolling or driving in Fort Collins.
- (4) Advance a 15-minute city by igniting neighborhood centers.
- (8) Advance a 15-minute city by accelerating our shift to active modes.

Specific project elements that will be evaluated for use in the projects include the following:

- In-street separated bike lanes with vertical barriers such as curbs and delineator posts between the bike lane and the vehicular travel lane (SSBL).
- Raised, separated bike lanes, elevated above the roadway, are often at sidewalk level but separate from the sidewalk (SPI).
- Protected intersections with dedicated cycle and pedestrian paths through the intersection (SPI).

The projects will include robust outreach and public engagement. Travel times through these corridors may be impacted (during construction and post construction) to accommodate the additional infrastructure for vulnerable road users and improve roadway safety for all users. Setting expectations with community members who use these corridors will be key to the projects' success. If approved, this item will transfer funding that has already been appropriated to these two capital projects.

CITY FINANCIAL IMPACTS

The following is a summary of the funding anticipated for implementation of the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue capital project, as well as the design of the Shields Street Protected Infrastructure – Lake Street to Stuart Street capital project.

Prior Appropriated Funds	
2050 Tax - Our Climate Future	\$ 1,680,000
Transfer to Art in Public Places	\$ (16,800)
TOTAL PRIOR APPROPRIATION	\$ 1,663,200

Funds to be Transferred per this Action to Capital Projects	
Shields Street Protected Infrastructure - Lake Street to Stuart Street	\$ 574,200
Shields Street Separated Bike Lanes - Mulberry Street to Mountain Avenue	\$ 1,089,000
Total Funds to be Transferred per this Action	\$ 1,663,200

Total Proposed Capital Projects Funds	\$ 1,663,200
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The total fund amount projected for these projects is \$1,663,200 composed of prior appropriated funds.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

The projects were identified as part of the AMP adopted by Council in December 2022 and the TCPPS adopted by Council in August 2023. The AMP and TCPPS were presented to the Transportation Board as part of the adoption process.

PUBLIC OUTREACH

Staff will develop and implement a public engagement plan for the projects in conjunction with the Communications and Public Involvement Office.

ATTACHMENTS

First Reading attachments available in May 20, 2025, agenda materials at the following link: <https://fortcollins-co.municodemeetings.com/>.

1. Ordinance No. 079, 2025

ORDINANCE NO. 079, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING TRANSFERS OF APPROPRIATIONS FOR THE
SHIELDS STREET PROTECTED INFRASTRUCTURE – LAKE
STREET TO STUART STREET PROJECT AND THE SHIELDS
STREET SEPARATED BIKE LANES – MULBERRY STREET TO
MOUNTAIN AVENUE PROJECT

A. The purpose of this item is to transfer Active Modes Plan Implementation funding that has already been appropriated to the Shields Street Protected Infrastructure – Lake Street to Stuart Street and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue capital projects.

B. The City’s adopted Active Modes Plan (“AMP”) and Transportation Capital Projects Prioritization Study (“TCPPS”) recommended improvements within the Shields Street corridor. The recommended improvements between Mountain Avenue and Mulberry Street included removing one northbound vehicular travel lane and restriping a section of Shields Street to include separated bike lanes. The recommendations also included providing protected infrastructure improvements at the intersections between Prospect Road and Stuart Street to provide pedestrians and cyclists with physical separation from motorized vehicles, as well as separated bike lanes between the intersections.

C. The two capital projects, the Shields Street Protected Infrastructure – Lake Street to Stuart Street (“SPI”) project and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue (“SSBL”) project have been developed to implement the recommended improvements.

D. The SSBL project could be accomplished using City forces in conjunction with street resurfacing and restriping. The SPI project would require consulting assistance and a phased approach with robust outreach, design, right-of-way acquisition, and construction.

E. City Staff determined as they were conceptualizing the SPI project that extending the northern boundary of the project from Prospect Road to Lake Street would provide better connectivity between separated bike lanes on Shields Street and Lake Street. The City received a federal Safe Streets and Roads for All grant to construct separated bike lanes on Lake Street from Shields Street to College Avenue.

F. AMP and TCPPS efforts revealed residents’ desire for direct routes with infrastructure that is physically separated from vehicular traffic. Constructing separated bike lanes and protected intersections is critical to achieving the AMP goal of 50% active mode share of all trips by 2032. These improvements would meaningfully advance Our Climate Future Big Move 4: Convenient Transportation Choices and would result in greenhouse gas and air pollution reduction.

G. These projects support the City's Strategic Plan Goals (TM1) and the 2024-2026 City Council Priorities (4 and 8). These projects also address needs for Safe Routes to Schools for Dunn Elementary, Bennett Elementary, two preschools, and Colorado State University:

- (TM1) Make significant progress toward the City's Vision Zero goal to have no serious injury or fatal crashes for people walking, biking, rolling or driving in Fort Collins;
- (4) Advance a 15-minute city by igniting neighborhood centers; and
- (8) Advance a 15-minute city by accelerating our shift to active modes.

H. Specific project elements that will be evaluated for use in the projects include in-street separated bike lanes with vertical barriers such as curbs and delineator posts between the bike lane and the vehicular travel lane (SSBL project); raised, separated bike lanes, elevated above the roadway—often at sidewalk level but separate from the sidewalk (SPI project); protected intersections with dedicated cycle and pedestrian paths through the intersection (SPI project).

I. FC Moves Department staff successfully sought funding through the 2025-2026 budget process to implement the SSBL project (\$580,000) and perform design on the SPI project (\$1,100,000). Staff from the Engineering and Traffic Operations departments have begun working with FC Moves to implement these projects. Staff has concluded that there is a need to transfer the funding to designated capital projects that will allow for future grant funding to be received and tracked for reporting requirements.

J. Article V, Section 10 of the City Charter authorizes the City Council, upon recommendation by the City Manager, to transfer by ordinance any unexpended and unencumbered appropriated amount or portion thereof from one fund or capital project to another fund or capital project, provided that the purpose for which the transferred funds are to be expended remains unchanged, the purpose for which the funds were initially appropriated no longer exists, or the proposed transfer is from a fund or capital project in which the amount appropriated exceeds the amount needed to accomplish the purpose specified in the appropriation ordinance.

K. The City Manager has recommended the transfer of \$1,663,200 from the 2050 Tax Parks Rec Transit OCF fund to the Capital Projects fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

L. These projects involve construction estimated to cost more than \$250,000 and, as such, City Code Section 23-304 requires one percent of these appropriations to be transferred to the Cultural Services and Facilities Fund for a contribution to the Art in Public Places ("APP") program.

M. All of the funds appropriated in this Ordinance for the projects are ineligible for use in the APP program due to previously contributing to the program.

N. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the completion of the capital project.

O. The City Council wishes to designate the appropriations herein for the Shields Street Protected Infrastructure – Lake Street to Stuart Street project and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue project as appropriations that shall not lapse until the completion of the projects.

P. The appropriations in this Ordinance benefit public health, safety, and welfare of the residents of Fort Collins and the traveling public and serve the public purpose of improving multimodal transportation infrastructure, safety, and accessibility within the City.

In light of the foregoing Recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. The unexpended and unencumbered appropriated amount of FIVE HUNDRED SEVENTY-FOUR THOUSAND TWO HUNDRED DOLLARS (\$574,200) is authorized for transfer from the Active Modes Plan Implement Project In the 2050 Tax Parks Rec Transit OCF fund to the Capital Projects fund and appropriated therein to be expended for Shields Street Protected Infrastructure – Lake Street to Stuart Street project.

Section 2. The unexpended and unencumbered appropriated amount ONE MILLION EIGHTY-NINE THOUSAND DOLLARS (\$1,089,000) is authorized for transfer from the Active Modes Plan Implement Project In the 2050 Tax Parks Rec Transit OCF fund to the Capital Projects fund and appropriated therein to be expended for Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue project.

Section 3. The appropriations herein for the Shields Street Protected Infrastructure – Lake Street to Stuart Street project and the Shields Street Separated Bike Lanes – Mulberry Street to Mountain Avenue project are hereby designated, as authorized in Article V, Section 11 of the City Charter, as appropriations that shall not lapse at the end of this fiscal year but continue until the completion of the projects.

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025

Approving Attorney: Heather N. Jarvis

Exhibits: None

File Attachments for Item:

4. Second Reading of Ordinance No. 080, 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.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, appropriates \$19,011 of unanticipated revenue received from the Colorado State Patrol Department of Public Safety as a modification to the previously awarded FY 2025 BATTLE (Beat Auto Theft Through Law Enforcement) grant.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Jason Lang, Police Services
Joanne Cech, Fiscal Recovery Manager

SUBJECT

Second Reading of Ordinance No. 080, 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.

EXECUTIVE SUMMARY

This Ordinance, unanimously adopted on First Reading on May 20, 2025, appropriates \$19,011 of unanticipated revenue received from the Colorado State Patrol Department of Public Safety as a modification to the previously awarded FY 2025 BATTLE (Beat Auto Theft Through Law Enforcement) grant.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on Second Reading.

FIRST READING BACKGROUND / DISCUSSION

In December 2024 the Colorado State Patrol (CSP) awarded Fort Collins Police Services \$80,790 in capacity as a partner agency of the Beat Auto Theft Through Law Enforcement (BATTLE) Task Force. The \$80,790 award was appropriated in Ordinance No. 011, 2025, under the BATTLE program's FY25 cycle and includes \$30,361 for camera system equipment. On April 24, 2025, Police Services was awarded an additional \$19,011 to cover anticipated fiscal year costs for equipment to support CSP's plan to reduce auto theft for the North Region for the FY25 grant cycle. This brings the total equipment allocation under the FY25 BATTLE award to \$49,372 and the total grant award to \$99,801.

CITY FINANCIAL IMPACTS

This item appropriates \$19,011 in unanticipated revenue from the Colorado State Patrol for the camera system equipment in support of Police Services FY25 BATTLE program's Colorado Auto Theft Prevention Authority (CATPA) grant award.

No matching funds are required for this award.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

First Reading attachments available in May 20, 2025, agenda materials at the following link:
<https://fortcollins-co.municodemeetings.com/>.

1. Ordinance No. 080, 2025

ORDINANCE NO. 080, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
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

A. Fort Collins Police Services (FCPS) is a member of the Beat Auto Theft Through Law Enforcement (BATTLE) program created by Colorado State Patrol (CSP). The purpose of BATTLE is for member agencies to collaborate and work with other law enforcement agencies around the state to investigate and respond to motor vehicle theft related crimes, which has seen a steady growth within the City over the past five years.

B. CSP manages the BATTLE program and provides grant funding opportunities to member agencies to help cover personnel costs for the time that is needed to prevent auto theft crimes.

C. In December 2024, CSP awarded FCPS \$80,790 in capacity as a partner agency of the BATTLE Task Force. On February 18, 2025, through Ordinance No. 011, 2025, the \$80,790 award was appropriated.

D. On April 24, 2025, FCPS was awarded an additional \$19,011 to cover anticipated fiscal year costs for equipment to support CSP's plan to reduce auto theft for the North Region for the FY25 grant cycle.

E. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purpose of the prevention and investigation of motor vehicle theft crimes.

F. Article V, Section 9 of the City Charter permits the City Council, upon recommendation of the City Manager, to make a supplemental appropriation by ordinance at any time during the fiscal year, provided that the total amount of such supplemental appropriation, in combination with all previous appropriations for that fiscal year, do not exceed the current estimate of actual and anticipated revenues and all other funds to be received during the fiscal year.

G. The City Manager has recommended the appropriation described herein and determined that this appropriation is available and previously unappropriated from the General Fund and will not cause the total amount appropriated in the General Fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this Fund during this fiscal year.

H. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a federal, state or private grant or donation, that such appropriation shall not lapse at the end of the fiscal year in which

the appropriation is made, but continue until the earlier of the expiration of the federal, state or private grant or the City's expenditure of all funds received from such grant.

I. The City Council wishes to designate the appropriation herein for the Colorado Auto Theft Prevention Authority Grant as an appropriation that shall not lapse until the earlier of the expiration of the grant or the City's expenditure of all funds received from such grant.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. There is hereby appropriated from new revenue or other funds in the General Fund the sum of NINETEEN THOUSAND ELEVEN DOLLARS (\$19,011) to be expended in the General Fund for the Fort Collins Police Services Property Crimes Unit.

Section 2. The appropriation herein for the Colorado Auto Theft Prevention Authority Grant is hereby designated, as authorized in Article V, Section 11 of the City Charter, as an appropriation that shall not lapse at the end of this fiscal year but continue until the earlier of the expiration of the grant or the City's expenditure of all funds received from such grant.

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025

Approving Attorney: Dawn Downs

Exhibits: None

File Attachments for Item:

5. Items Relating to Civic Center Master Plan: Municipal Court Renovation & Parking Services Move.

A. Second Reading of Ordinance No. 081, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Parking Services Department Relocation Project and Related Art in Public Places

B. Second Reading of Ordinance No. 082, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Municipal Court Expansion Project and Related Art in Public Places

These Ordinances, unanimously adopted on First Reading on May 20, 2025, provide context for two related requested appropriations for projects in the Civic Center Master Plan. The first will expand City service capacity by moving Parking Services to the Civic Center Parking Structure to vacate space in the 215 North Mason Street building to allow for the expansion of the City Municipal Court. The second recommended appropriation provides initial construction costs for the expansion of the Municipal Court in the 215 North Mason Street building.

Appropriation recommendations:

\$450,000 from reserves in the Parking Fund to the Capital Projects Fund for the relocation of Parking Services to the Civic Center Parking Structure

\$400,000 from General Government Capital Expansion Fee reserves within the Capital Expansion Fund for the relocation of Parking Services as a condition precedent to the Municipal Court construction and expansion

\$8,500 transfer from the Capital Projects Fund to the Art in Public Places Program in the Cultural Services & Facilities Fund for the relocation of Parking Services.

\$4,300,000 from General Governmental Capital Expansion Fee reserves within the Capital Expansion Fund for the Municipal Court construction and expansion project

\$43,000 transfer from the Capital Projects Fund to the Art in Public Places Program in the Cultural Services & Facilities Fund for the Municipal Court construction and expansion project.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Sylvia Tatman-Burruss, Senior Project Manager

SUBJECT

Items Relating to Civic Center Master Plan: Municipal Court Renovation & Parking Services Move.

EXECUTIVE SUMMARY

A. Second Reading of Ordinance No. 081, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Parking Services Department Relocation Project and Related Art in Public Places

B. Second Reading of Ordinance No. 082, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Municipal Court Expansion Project and Related Art in Public Places

These Ordinances, unanimously adopted on First Reading on May 20, 2025, provide context for two related requested appropriations for projects in the Civic Center Master Plan. The first will expand City service capacity by moving Parking Services to the Civic Center Parking Structure to vacate space in the 215 North Mason Street building to allow for the expansion of the City Municipal Court. The second recommended appropriation provides initial construction costs for the expansion of the Municipal Court in the 215 North Mason Street building.

Appropriation recommendations:

- \$450,000 from reserves in the Parking Fund to the Capital Projects Fund for the relocation of Parking Services to the Civic Center Parking Structure
- \$400,000 from General Government Capital Expansion Fee reserves within the Capital Expansion Fund for the relocation of Parking Services as a condition precedent to the Municipal Court construction and expansion
- \$8,500 transfer from the Capital Projects Fund to the Art in Public Places Program in the Cultural Services & Facilities Fund for the relocation of Parking Services.
- \$4,300,000 from General Governmental Capital Expansion Fee reserves within the Capital Expansion Fund for the Municipal Court construction and expansion project

\$43,000 transfer from the Capital Projects Fund to the Art in Public Places Program in the Cultural Services & Facilities Fund for the Municipal Court construction and expansion project.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on Second Reading.

BACKGROUND / DISCUSSION

Civic Center Planning History, Pre-2021

The Civic Center Master Plan is a dynamic document created to respond to the changing conditions while providing a vision and guidelines for future buildings, renovations, and place making activity in the civic core.

In 1996, City Council adopted, by Resolution 1996-86, the Civic Center Master Plan, as an amendment to the Downtown Plan, which was an element of the City's Comprehensive Plan; the 1996 Civic Center Master Plan was prepared in cooperation with Larimer County to guide the development of a twelve-block area of downtown. In 2014, specific planning for City buildings on two blocks within the Civic Center Master Plan area was set forth in the Block 32/42 Civic Center Vision Plan.

Trends Driving Municipal Court Caseloads and Service Demands, from 2000 to Present

The Municipal Court was housed in the County Justice Center from 2000, when the building opened, until 2007, when County space capacity demands necessitated that the Municipal Court be moved into the 215 North Mason Street building. However, the area of the 215 North Mason Street building in which the Court was moved was not designed or constructed for purposes of the administration and conduct of a municipal court. Therefore, the area in the 215 North Mason Street building used by the Municipal Court has had numerous retrofits over time to accommodate security, functionality, and user experience.

The office space in the 215 North Mason Street building used for the Municipal Court has become increasingly inadequate to meet demands of a growing city. The City's population has grown from approximately 140,000 in 2007 to 178,000 today. From 2000-2007, Municipal Court staff consisted of approximately seven (7) FTE positions. Today, staffing of the Municipal Court requires approximately thirty-one (31) FTE positions. Based on growth, customer service demands, security needs, an expansion of the Municipal Court in its current location is the most reasonable and efficient near- to long-term capital project solution.

Approved Capital Improvement Plans & Funding for Municipal Court Expansion & Parking Services Relocation, 2021 and thereafter

In 2021, Council funded an update to the 2014 Civic Center Vision Plan, called the Civic Center Master Plan (the "2021 CCMP"), which focused planning on two blocks (rather than the twelve block area of the 1996 plan). The 2021 CCMP created a long-term plan for the future facilities and amenities as well as current buildings, including the Municipal Court. The CCMP building summary of 215 North Mason Street noted the following, "Functionally, the building struggles to separate the higher safety risk Municipal Court customer service components from the lower risk customer service areas and internal offices." City Council adopted the 2021 CCMP, by Resolution 2021-105, as an amendment to the 2017 Downtown Plan and the 2019 City Plan, finding that the 2021 CCMP was considered a capital improvement plan for purposes of general government capital expansion fee revenues for purposes of Section 7.5-31 of the City Code.

In 2022, Council appropriated \$700,000, \$693,000 from General Fund Reserves and \$7,000 from Cultural Services & Facilities Fund, by adopting Ordinance No. 066, 2022, to address the initial, urgent capital needs from the increased demands on the Municipal Court.

In 2023, in order to set the project scope and evaluate costs and options, Ordinance No. 005, 2023, appropriated \$1,507,500 from the General Government Capital Expansion Fund for the purpose of space planning and design associated with utilizing the first floor of 215 North Mason Street building for a fifteen-year (the "15-Year Project Plan") Municipal Court expansion and to move Parking Services to the Civic Center Parking (Ordinance No. 005, 2023, attached).

Civic Center Planning History, Pre-2021

The Civic Center Master Plan is a dynamic document created to respond to the changing conditions while providing a vision and guidelines for future buildings, renovations, and place making activity in the civic core.

In 1996, City Council adopted, by Resolution 1996-86, the Civic Center Master Plan, as an amendment to the Downtown Plan, which was an element of the City's Comprehensive Plan; the 1996 Civic Center Master Plan was prepared in cooperation with Larimer County to guide the development of a twelve-block area of downtown. In 2014, specific planning for City buildings on two blocks within the Civic Center Master Plan area was set forth in the Block 32/42 Civic Center Vision Plan.

Trends Driving Municipal Court Caseloads and Service Demands, from 2000 to Present

The Municipal Court was housed in the County Justice Center from 2000, when the building opened, until 2007, when County space capacity demands necessitated that the Municipal Court be moved into the 215 North Mason Street building. However, the area of the 215 North Mason Street building in which the Court was moved was not designed or constructed for purposes of the administration and conduct of a municipal court. Therefore, the area in the 215 North Mason Street building used by the Municipal Court has had numerous retrofits over time to accommodate security, functionality, and user experience.

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Approved Capital Improvement Plans & Funding for Municipal Court Expansion & Parking Services Relocation, 2021 and thereafter

In 2021, Council funded an update to the 2014 Civic Center Vision Plan, called the Civic Center Master Plan (the "2021 CCMP"), which focused planning on two blocks (rather than the twelve block area of the 1996 plan). The 2021 CCMP created a long-term plan for the future facilities and amenities as well as current buildings, including the Municipal Court. The CCMP building summary of 215 North Mason Street noted the following, "Functionally, the building struggles to separate the higher safety risk Municipal Court customer service components from the lower risk customer service areas and internal offices." City Council adopted the 2021 CCMP, by Resolution 2021-105, as an amendment to the 2017 Downtown Plan and the 2019 City Plan, finding that the 2021 CCMP was considered a capital improvement plan for purposes of general government capital expansion fee revenues for purposes of Section 7.5-31 of the City Code.

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On June 6, 2024, the Council Finance Committee reviewed options for continued progress on these projects, the Municipal Court expansion and relocation of Parking Services, within the framework of the CCMP. The options presented by staff included:

- Option A. Continue moving forward on the next steps of the 15-Year Project Plan to utilize the entire 1st floor and part of the 2nd floor for the Municipal Court and Prosecution group in the City Attorney's Office;
- Option B. Shift the plan to smaller renovations to accommodate increased demands for five years next step to a five-year renovation, while continuing to negotiate with Larimer County about the possibility of partnership as part of a Justice Center expansion; or
- Option C. Build an entirely new facility purposely designed and constructed for current and long-term Municipal Court operations.

At that June 6 Finance Committee meeting, Councilmembers indicated that Option B (which provided near-term additional space for the Municipal Court and a lower-cost approach; and an opportunity to continue negotiations with Larimer County to partner with Larimer County in a Justice Center expansion) was the preferred approach. Materials presented by staff did not include an estimated project cost for Option B; however, as a temporary measure, Option B would have the least cost to the City of the three options. Option B was preferred over Option A, because Option A had a higher cost (likely in excess of \$18 million). Like Option A, Option C was not preferred to Option B, because of the higher project costs of Option C, likely between \$25 million and \$30 million depending on design. Option C would also require a temporary approach, like Option B, as a near-term strategy for managing immediate capital needs in order to allow an entirely new facility to be designed and constructed. Further, appropriations for some of project work described under Option B were previously appropriated by Ordinance No. 005, 2023 (described above).

Table of Previous Project Appropriations to Date and Overview of Ordinances for this Item

Date	Ordinance No.	Description of Project, Amount of Appropriation, Fund Source
6/7/2022	Ordinance No. 066, 2022	Municipal Court Urgent Needs, \$700,000 General Fund Reserves
1/17/2023	Ordinance No. 005, 2023	15- year Municipal Court design \$1,507,500, Capital Expansion Fund
11/19/2024	Ordinance No. 163, 2024	2025-2026 City Biennial Budget, Budget Offer 16.7, appropriating \$600,000 in each year from the General Fund for Operation Services Required Building Modifications, of which \$183,000 will be used to for the Parking Services Relocation Project

Proceeding on the Municipal Court Expansion & Parking Services Relocation Projects

Parking Services is currently located on the first floor of the 215 North Mason Street building. The Parking Services relocation would not only facilitate the Municipal Court expansion but will provide more space for staff, easy access to electric charging of enforcement vehicles in the garage, and a convenient walk-in site for customers (the "Parking Services Relocation Project").

The next update to the Civic Center Master Plan was scheduled for presentation at the May 13, 2025 Council Work Session, including the Parking Services Relocation Project and the Municipal Court expansion.

A needed first step in the Parking Services Relocation Project is to move Parking Services into the Civic Center Parking Structure. Staff recommends an appropriation totaling \$850,000, with \$450,000 from Parking Services reserves and \$400,000 from Capital Expansion Fees to complete the full move. Council previously approved Budget Offer 16.7 for the 2025-2026 City Biennial Budget, of which \$183,000 (of the \$1,200,000 for that Budget Offer 16.7) will be used to construct a gender-neutral bathroom in the new space. If Council approved these recommended appropriations, with the previously approved budget offer, the total amount currently appropriated for the Parking Services Relocation Project would be \$1,033,000.

For the Municipal Court expansion (above as Option B), staff believes that the City is ready to proceed with the implementation and construction project and recommends that Council consider an appropriation of \$4,300,000 from the General Government Capital Expansion Fund for this phase of the project. This appropriation would be in addition to the amounts previously appropriated in 2022 from General Fund Reserves and in 2023 from the General Government Capital Expansion Fund. The total project cost for construction of a permanent home for Municipal Court operations is indeterminate at this time, because it has not been decided whether a partnership with Larimer County is feasible, or if the City would build a new facility on its own. Future plans yet to be determined, including seeking any updated estimated or approximated costs for Options A and C described above; however, it is anticipated that General Government Capital Expansion Fee revenues will likely be a portion of the overall source of capital funds for a permanent facility for Municipal Court operations.

CITY FINANCIAL IMPACTS

The requested funding breakdown is as follows:

Funding	Amount
Parking Fund Reserves to be transferred to the Capital Projects Fund for the Parking Services Department Relocation Project	\$450,000
General Government Reserves within the Capital Expansion Fund to be transferred to the Capital Projects Fund for the Parking Services Relocation Project	\$400,000
Supplemental Appropriation for Item A, Ordinance No 081, 2025	\$850,000
General Government Reserves within the Capital Expansion Fund to be transferred to the Capital Projects Fund for the Municipal Court Expansion Project. Presented as Option B to the June 6, 2024 Council Finance Committee.	\$4,300,000
Supplemental Appropriation for Item B, Ordinance No. 082, 2025	\$4,300,000

Upon adoption, Ordinance No. 081, 2025 will appropriate \$450,000 from the Parking Services Reserve Fund and \$400,000 from the General Government Capital Expansion Fund in the current fiscal year and authorize expenditures against those revenues for the purposes of the Parking Services Relocation Project.

Upon adoption, Ordinance No. 082, 2025 will appropriate \$4,300,000 in the current fiscal year from the General Government Capital Expansion Fund and authorize expenditures against those revenues for the purposes of the Municipal Court expansion project, presented as Option B to the June 6, 2024, Finance Committee.

In the Ordinances above, the Parking Services Relocation Project will contribute \$8,500 for the Art in Public Places (“APP”) Program and the Municipal Court Expansion Project will contribute \$43,000 to APP.

The City Manager has also determined that these appropriations are available and previously

unappropriated from their designated City Fund and will not cause the total amount appropriated in those Funds to exceed the current estimate of actual and anticipated revenues

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

At a Council Finance Committee meeting on June, 6, 2024, Councilmembers indicated that Option B (which provided near-term additional space for the Municipal Court and a lower-cost approach; and an opportunity to continue negotiations with Larimer County to partner with Larimer County in a Justice Center expansion) as the preferred approach.

PUBLIC OUTREACH

None.

ATTACHMENTS

First Reading attachments available in May 20, 2025, agenda materials at the following link: <https://fortcollins-co.municodemeetings.com/>.

1. Ordinance No. 081, 2025
2. Ordinance No. 082, 2025

ORDINANCE NO. 081, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PRIOR YEAR RESERVES AND AUTHORIZING
TRANSFERS OF APPROPRIATIONS FOR THE PARKING
SERVICES DEPARTMENT RELOCATION PROJECT AND
RELATED ART IN PUBLIC PLACES

A. Parking Services is currently located in City's office building at 215 North Mason Street, along with other programs and departments, including the Municipal Court.

B. On November 16, 2021, Council adopted Resolution 2021-105, approving the November 10, 2021, Civic Center Master Plan as part of the Downtown Plan and as the capital improvements plan for purposes of Section 7.5-31 of the City Code, regarding use of general government capital expansion fee revenues. The approved Civic Center Master Plan (the "2021 CCMP") indicated the 215 North Mason Street Building as the planned location of the Court and related purposes, including phased renovation and future expansion.

C. On June 21, 2022, Council appropriated \$700,000 from General Fund Reserves, by adoption of Ordinance No. 066, 2022, to address urgent capital needs of the Court in the 215 North Mason Street Building. This appropriation was provided to address immediate safety, security, client, and accessibility needs while larger plans were being developed for the full expansion of the Court within the 215 North Maston Street Building, which was not designed or constructed for the purposes of the administration of the Court.

D. On February 2, 2023, Council appropriated \$1,507,700 from the Capital Expansion Fund, by adoption of Ordinance No. 005, 2023, for the 215 North Mason Municipal Court 15-year buildout design project.

E. On June 6, 2024, staff presented to the Council Finance Committee three options to continue progress on the 215 North Mason Municipal Court 15-year buildout design project, which included the relocation of Parking Services, as per the 2021 CCMP. The Finance Committee supported Option B, which addressed the urgent capital expansion needs of the Court for a five-year period to explore the possibility of partnering with Larimer County to include the Municipal Court as part of a Justice Center expansion.

F. On November 19, 2024, Council approved the 2025-2026 City Biennial Budget, by adoption of Ordinance No. 163, 2024, which appropriated \$600,000 in each year from the General Fund for Operation Services Required Building Modifications ("Budget Offer 16.7").

G. On May 1, 2025, staff presented additional information to the Council Finance Committee on Option B, including the progress on the design and estimated costs to relocate Parking Services from the 215 North Mason Street Building to the Civic

Center Parking Structure (the "Parking Services Relocation Project") and the costs of construction and expansion of the Court within the 215 North Mason Street Building (the "Municipal Court Expansion Project"). Staff further explained that \$183,000 from current appropriations for Budget Offer 16.7 will also be used for the Parking Services Relocation Project. The Finance Committee supported bringing the recommended appropriations for the projects to the full Council for consideration.

H. The amount now requested for the Parking Services Relocation Project is \$850,000.

I. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purposes of promoting public safety by vacating space that is necessary for the Municipal Court Expansion Project and providing expanded capacity from the Parking Services Relocation Project to meet increasing demands and complexity in enforcement from population growth.

J. Article V, Section 9 of the City Charter permits the City Council, upon the recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year from such revenues and funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated.

K. The City Manager has recommended the appropriations described herein and determined that these appropriations are available and previously unappropriated from the Parking Services Fund and the Capital Expansion Fund, as applicable, and that these appropriations will not cause the total amount appropriated in the Parking Services Fund or the Capital Expansion Fund, as applicable, to exceed the current estimate of actual and anticipated revenues and all other funds to be received in these funds during this fiscal year.

L. Article V, Section 10 of the City Charter authorizes the City Council, upon recommendation by the City Manager, to transfer by ordinance any unexpended and unencumbered appropriated amount or portion thereof from one fund or capital project to another fund or capital project, provided that the purpose for which the transferred funds are to be expended remains unchanged, the purpose for which the funds were initially appropriated no longer exists, or the proposed transfer is from a fund or capital project in which the amount appropriated exceeds the amount needed to accomplish the purpose specified in the appropriation ordinance.

M. The City Manager has recommended the transfer of \$8,500 from the Capital Projects Fund to the Cultural Services and Facilities Fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

N. This Project involves construction estimated to cost more than \$250,000 and, as such, City Code Section 23-304 requires one percent of these appropriations to

be transferred to the Cultural Services and Facilities Fund for a contribution to the Art in Public Places program ("APP Program").

O. The total project cost of \$850,000 has been used to calculate the contribution to the APP program.

P. The amount to be contributed to the APP Program through this Ordinance will be \$8,500.

Q. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the completion of the capital project.

R. The City Council wishes to designate the appropriation herein for the relocation of Parking Services and renovation of the Civic Center Parking Structure Project as an appropriation that shall not lapse until the completion of the project.

In light of the foregoing Recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. There is hereby appropriated from prior year reserves in the Parking Fund the sum of FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000) to be expended in the Parking Fund for transfer to the Capital Projects Fund and appropriated therein to be expended for the relocation of Parking Services and renovation of the Civic Center Parking Structure Project.

Section 2. There is hereby appropriated from prior year reserves in the General Government Reserve within the Capital Expansion Fund the sum of FOUR HUNDRED THOUSAND DOLLARS (\$400,000) to be expended in the Capital Expansion Fund for transfer to the Capital Projects Fund and appropriated therein to be expended for the relocation of Parking Services and renovation of the Civic Center Parking Structure Project.

Section 3. The unexpended and unencumbered appropriated amount of SIX THOUSAND SIX HUNDRED THIRTY DOLLARS (\$6,630) in the Capital Projects Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein to fund art projects under the APP Program.

Section 4. The unexpended and unencumbered appropriated amount of ONE THOUSAND SEVEN HUNDRED DOLLARS (\$1,700) in the Capital Projects Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein for the operation costs of the APP Program.

Section 5. The unexpended and unencumbered appropriated amount of ONE HUNDRED SEVENTY DOLLARS (\$170) in the Capital Projects Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein for the maintenance costs of the APP Program.

Section 6. The appropriation herein for the relocation of Parking Services and renovation of the Civic Center Parking Structure Project is hereby designated, as authorized in Article V, Section 11 of the City Charter, as an appropriation that shall not lapse at the end of this fiscal year but continue until the completion of the project.

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025

Approving Attorney: Dianne Criswell

Exhibits: None

ORDINANCE NO. 082, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PRIOR YEAR RESERVES AND AUTHORIZING
TRANSFERS OF APPROPRIATIONS FOR THE MUNICIPAL
COURT EXPANSION PROJECT AND RELATED ART IN PUBLIC
PLACES

A. In 2007, the Municipal Court moved to its current location on the first floor of the City's office building at 215 North Mason Street when the leased space the Court formerly occupied in the Justice Center at 201 Laporte Avenue was needed for use by the Colorado Judicial Department.

B. From the 2007 until recently, minimal changes were made to the 215 building to address immediate issues, but not to address increased demands on the Court from growth in caseloads and programming.

C. On November 16, 2021, Council adopted Resolution 2021-105, approving the November 10, 2021, Civic Center Master Plan as part of the Downtown Plan and as the capital improvements plan for purposes of Section 7.5-31 of the City Code, regarding use of general government capital expansion fee revenues. The approved Civic Center Master Plan (the "2021 CCMP") indicated the 215 North Mason Street Building as the planned location of the Court and related purposes, including phased renovation and future expansion to address needs driven by caseload growth and attendant increases in City staffing to meet growing demands.

D. On June 21, 2022, Council appropriated \$700,000 from General Fund Reserves, by adoption of Ordinance No. 066, 2022, to address urgent capital needs of the Court in the 215 North Mason Street Building. This appropriation was provided to address immediate safety, security, client, and accessibility needs while larger plans were being developed for the full expansion of the Court within the 215 North Maston Street Building, which was not designed or constructed for the purposes of the administration of the Court nor suitable for the increased demands on the Court.

E. On February 2, 2023, Council appropriated \$1,507,700 from the Capital Expansion Fund, by adoption of Ordinance No. 005, 2023, for the 215 North Mason Municipal Court 15-year buildout design project.

F. On June 6, 2024, staff presented to the Council Finance Committee three options to continue progress on the 215 North Mason Municipal Court 15-year buildout design project, which included the relocation of Parking Services, as per the 2021 CCMP. The Finance Committee supported Option B, which addressed the urgent capital expansion needs of the Court, the City officials and employees working in the Court, and members of the public using the facilities for a five-year period to explore the possibility of partnering with Larimer County to include the Municipal Court as part of a Justice Center expansion.

G. On May 1, 2025, staff presented additional information to the Council Finance Committee on Option B, including the progress on the design and estimated costs to relocate Parking Services from the 215 North Mason Street Building to the Civic Center Parking Structure (the "Parking Services Relocation Project") and the costs of construction and expansion of the Court within the 215 North Mason Street Building (the "Municipal Court Expansion Project"). The Finance Committee supported bringing the recommended appropriations for the projects to the full Council for consideration.

H. The amount requested for the Municipal Court Expansion Project is \$4,300,000.

I. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purpose of providing near-term adequate and necessary space and security for City officials, employees, and public users of the Municipal Court as Court caseloads grow and demands increase.

J. Article V, Section 9 of the City Charter permits the City Council, upon the recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year from such revenues and funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated.

K. The City Manager has recommended the appropriation described herein and determined that the funds to be appropriated are available and previously unappropriated from the Capital Expansion Fund and that this appropriation will not cause the total amount appropriated in the Capital Expansion Fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this Fund during this fiscal year.

L. Article V, Section 10 of the City Charter authorizes the City Council, upon recommendation by the City Manager, to transfer by ordinance any unexpended and unencumbered appropriated amount or portion thereof from one fund or capital project to another fund or capital project, provided that the purpose for which the transferred funds are to be expended remains unchanged, the purpose for which the funds were initially appropriated no longer exists, or the proposed transfer is from a fund or capital project in which the amount appropriated exceeds the amount needed to accomplish the purpose specified in the appropriation ordinance.

M. The City Manager has recommended the transfer of \$43,000 from the Capital Projects Fund to the Cultural Services and Facilities Fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

N. This Project involves construction estimated to cost more than \$250,000 and, as such, City Code Section 23-304 requires one percent of these appropriations to

be transferred to the Cultural Services and Facilities Fund for a contribution to the Art in Public Places program ("APP Program").

O. The total project cost of \$4,300,000 has been used to calculate the contribution to the APP program.

P. The amount to be contributed to the APP Program through this Ordinance will be \$43,000.

Q. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the completion of the capital project.

R. The City Council wishes to designate the appropriation herein for the Municipal Court Expansion Project as an appropriation that shall not lapse until the completion of the project.

In light of the foregoing Recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. There is hereby appropriated from prior year reserves in the General Government Reserve within the Capital Expansion Fund the sum of FOUR MILLION THREE HUNDRED THOUSAND DOLLARS (\$4,300,000) to be expended in the Capital Expansion Fund for transfer to the Capital Projects Fund and appropriated therein to be expended for the Municipal Court Expansion Project.

Section 2. The unexpended and unencumbered appropriated amount of THIRTY-THREE THOUSAND FIVE HUNDRED FORTY DOLLARS (\$33,540) in the Capital Projects Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein to fund art projects under the APP Program.

Section 3. The unexpended and unencumbered appropriated amount of EIGHT THOUSAND SIX HUNDRED DOLLARS (\$8,600) in the Capital Projects Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein for the operation costs of the APP Program.

Section 4. The unexpended and unencumbered appropriated amount of EIGHT HUNDRED SIXTY DOLLARS (\$860) in the Capital Projects Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein for the maintenance costs of the APP Program.

Section 5. The appropriation herein for the Municipal Court Expansion Project is hereby designated, as authorized in Article V, Section 11 of the City Charter, as an

appropriation that shall not lapse at the end of this fiscal year but continue until the completion of the project.

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025

Approving Attorney: Dianne Criswell

Exhibits: None

File Attachments for Item:

6. Second Reading of Ordinance No. 083, 2025, Amending Sections 20-21 and 20-25 of the Code of the City of Fort Collins for the Purpose of Clarifying Exceptions to the Noise Ordinance for Agricultural Activities.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, further clarifies the alignment of the municipal noise ordinance with Colorado statutes relating to exceptions for agricultural operations.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Lori F. Schwarz, PDT Deputy Director, Community Development and Neighborhood Services
John Hernandez, Senior Code Compliance Supervisor

SUBJECT

Second Reading of Ordinance No. 083, 2025, Amending Sections 20-21 and 20-25 of the Code of the City of Fort Collins for the Purpose of Clarifying Exceptions to the Noise Ordinance for Agricultural Activities.

EXECUTIVE SUMMARY

This Ordinance, unanimously adopted on First Reading on May 20, 2025, further clarifies the alignment of the municipal noise ordinance with Colorado statutes relating to exceptions for agricultural operations.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on Second Reading.

FIRST READING BACKGROUND / DISCUSSION

At the April 22, 2025, City Council Work Session, staff presented a "Sounds of the City" item for feedback and direction relating to a phased approach for addressing updates to City Code. As part of the first phase, staff recommended alignment of the existing municipal Noise Ordinance with Colorado statutes for agricultural operations. Currently, the noise ordinance provides a brief reference for exceptions as "noise from agricultural activities".

In order to clarify this exception, explanatory language is being added under Section 20-21 and 20-25 that defines "agriculture". Further, this amendment describes what qualifies as an agricultural exception under the Noise Ordinance consistent with the State's "Right to Farm Law," 35-3.5-101 and 102 Colorado Revised Statutes (CRS). The recommended language does not change current exceptions under this provision but simply provides greater clarity and transparency for residents, businesses and staff.

CITY FINANCIAL IMPACTS

None.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

First Reading attachments available in May 20, 2025, agenda materials at the following link:
<https://fortcollins-co.municodemeetings.com/>.

1. Ordinance No. 083, 2025

ORDINANCE NO. 083, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING SECTIONS 20-21 AND 20-25 OF THE CODE OF THE
CITY OF FORT COLLINS FOR THE PURPOSE OF CLARIFYING
EXCEPTIONS TO THE NOISE ORDINANCE FOR
AGRICULTURAL ACTIVITIES

A. Colorado Revised Statutes (“C.R.S.”) Section 35-3.5-102 limits when agricultural operations in Colorado may be found to be a nuisance. That statute provides that an agricultural operation may not be found to be a public or private nuisance if the agricultural operation employs methods or practices that are commonly or reasonably associated with agricultural production, except when a municipality enacts a nuisance law that applies to agricultural operations that were located within the municipality’s limits on July 1, 1981, or that were voluntarily annexed into the municipality on or after July 1, 1981. C.R.S. Section 35-3.5-102 protects agricultural operations from public nuisance liability.

B. Section 20-23 of the City Code sets maximum permissible noise levels in the City (the “Noise Law”). Exceeding these limits constitutes an unlawful noise disturbance, but Section 20-25 provides exceptions to the Noise Law. Specifically, Section 20-25(2) of the City Code exempts “noise from agricultural activities” from the Noise Law.

C. The City Council seeks to clarify the agricultural activities exemption from the Noise Law. More particularly, the City Council seeks to provide for a straightforward, generally applicable exemption to the Noise Law that comports with C.R.S. Section 35-3.5-102. To that end, this Ordinance will amend the Noise Law to provide that noise from agricultural activities is exempt from the Noise Law if the noise emanates from agricultural activities that are commonly or reasonably associated with agricultural production, regardless of whether the agricultural activities occur as a result from change in ownership, nonpermanent cessation or interruption of farming, participation in any government sponsored agricultural program, employment of new technology, or change in the type of agricultural product produced

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. Section 20-21 of the Code of the City of Fort Collins is hereby amended by the addition of a new definition “*Agriculture*” which reads in its entirety as follows:

Agriculture means the science and art of production of plants and animals useful to people, including, to a variable extent, the preparation of these products for use and their disposal by marketing or otherwise, and includes horticulture, floriculture, viticulture, forestry, dairy, livestock, poultry, bee, and any and all forms of farm products and farm production.

Section 2. Section 20-25(2) of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 20-25. - Exceptions.

The provisions of this Article shall not apply to:

. . .

(2) Noise from agricultural activities if the noise emanates from agricultural activities that are commonly or reasonably associated with agricultural production, regardless of whether the agricultural activities occur as a result of any of the following activities or conditions:

- a. Change in ownership;
- b. Nonpermanent cessation or interruption of farming;
- c. Participation in any government sponsored agricultural program;
- d. Employment of new technology; or
- e. Change in the type of agricultural product produced.

. . .

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025

Approving Attorneys: Ted Hewitt/Travis Winter

Exhibits: None

File Attachments for Item:

7. Second Reading of Ordinance No. 084, 2025, Designating as Non-Lapsing and Transferring the Prior Appropriation of Philanthropic Revenue Received Through City Give by Ordinance No. 055, 2025, for the Payment Assistance Fund.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, requests that the lapsing appropriation approved by Council on its passage of Ordinance No. 055, 2025, of \$443,600 in philanthropic revenue received through City Give, be designated by this Ordinance as non-lapsing. 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.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Nina Bodenhamer, City Give Director

SUBJECT

Second Reading of Ordinance No. 084, 2025, Designating as Non-Lapsing and Transferring the Prior Appropriation of Philanthropic Revenue Received Through City Give by Ordinance No. 055, 2025, for the Payment Assistance Fund.

EXECUTIVE SUMMARY

This Ordinance, unanimously adopted on First Reading on May 20, 2025, requests that the lapsing appropriation approved by Council on its passage of Ordinance No. 055, 2025, of \$443,600 in philanthropic revenue received through City Give, be designated by this Ordinance as non-lapsing. 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.

STAFF RECOMMENDATION

Staff recommends the adoption of the Ordinance on Second Reading.

FIRST READING BACKGROUND / DISCUSSION

The City has long been the beneficiary of local generosity and has a valuable role in our community's philanthropic landscape. Generosity is demonstrated in both large and modest gifts, each appreciated for its investment in the mission and the range of services the City strives to deliver. The respective donors have directed the City to use these generous donations for designated purposes within and to benefit City service areas and programs.

The item requests to properly designate as non-lapsing an appropriation approved by Ordinance No. 055, 2025, which appropriated revenues from donations received through City Give and authorized expenditures against those revenues for the Utilities Emergency Fund program within the Payment Assistance Fund. Both Section 2.5 of the City's Financial Management Policy 2 – Revenue, as approved by City Council, and the Administrative Philanthropic Governance Policy 6.04, adopted by the City Manager, (together the "City Give Policies"), provide the bases and processes for the responsible and efficient management of charitable donations to the City.

CITY FINANCIAL IMPACTS

Upon adoption, this Ordinance will designate as non-lapsing the revenues appropriated in the current fiscal year by Ordinance No. 055, 2025 into the Light & Power Fund revenue for the purposes of the Utilities Emergency Fund program within the Payment Assistance Fund.

The donations shall be expended from the designated fund solely for the donors' directed intent. The funds have been received and accepted per City Give Policies.

In support of Ordinance No. 055, 2025, the City Manager determined that these appropriations were available and had not been previously unappropriated from their designated Light & Power Fund and did not cause the total amount appropriated in those Light and Power Fund to exceed the current estimate of actual and anticipated revenues during fiscal year 2025. For this item, the City Manager has recommended the transfer of \$443,600 from the lapsing account to the non-lapsing account in the Light & Power Fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

First Reading attachments available in May 20, 2025, agenda materials at the following link: <https://fortcollins-co.municodemeetings.com/>.

1. Ordinance No. 084, 2025

ORDINANCE NO. 084, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
DESIGNATING AS NON-LAPSING AND TRANSFERRING THE PRIOR
APPROPRIATION OF PHILANTHROPIC REVENUE RECEIVED THROUGH CITY
GIVE BY ORDINANCE NO. 055, 2025, FOR THE PAYMENT ASSISTANCE FUND

A. In the last five years, the City has received generous donations to the Utilities Payment Program account (the "Payment Assistance Fund"), established in Section 26-722 of the City Code, both large and modest, as philanthropic gifts to City residents.

B. On April 15, 2025, Council approved Ordinance No. 055, 2025, appropriated from prior year reserves into the Payment Assistance Fund \$443,600 to be expended for the public purpose of supporting the Utilities Emergency Fund program to benefit qualified utility customers needing financial assistance for electrical and water utilities.

C. The approval of Ordinance No. 055, 2025 by Council was made pursuant to Article V, Section 9 of the City Charter, which permits the City Council, upon the recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year from such revenues and funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriate.

D. In support of Ordinance No. 055, 2025, the City Manager recommended the appropriation described therein and determined that the funds to be appropriated were available and had not been previously unappropriated from the Light and Power Fund and that that appropriation did not cause the total amount appropriated in the Light and Power Fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this Fund during this fiscal year.

E. The City Manager recommends the transfer of \$443,600 from the lapsing account to the non-lapsing account in the Light & Power Fund and has determined that the purpose for which the transferred funds are to be expended pursuant to Ordinance No. 055, 2025 remains unchanged.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. The unexpended and unencumbered appropriated amount of FOUR HUNDRED FORTY-THREE THOUSAND SIX HUNDRED DOLLARS (\$443,600) is authorized for transfer from the lapsing account to the non-lapsing account in the Light & Power Fund and appropriated therein to be expended for the Payment Assistance Fund.

Section 2. The appropriation by Ordinance No. 055, 2025 for the donations to the Payment Assistance Fund are hereby designated, as authorized in Article V, Section

11 of the City Charter, as appropriations that shall not lapse at the end of this fiscal year but until the earlier of the expiration of the donation or the City's expenditure of all funds received from such donation.

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025

Approving Attorney: Dianne Criswell

Exhibits: None

File Attachments for Item:

8. Items Relating to Motor Vehicle Noise.

A. Second Reading of Ordinance No. 086, 2025, Adopting Section 1418, Unreasonable Vehicle Noise Prohibited in the Fort Collins Traffic Code.

B. Second Reading of Ordinance No. 087, 2025, Amending Section 17-129 of the Code of the City of Fort Collins to Remove all Reference to Traffic Noise.

C. Second Reading of Ordinance No. 088, 2025, Amending Section 225 of the Fort Collins Traffic Code to Clarify the Different Types of Equipment Violations Related to Mufflers.

D. Second Reading of Ordinance No. 089, 2025, Amending Section 1-15 of the Code of the City of Fort Collins to Allow Some Specified Traffic Violations to be Designated as a Misdemeanor Offense.

These Ordinances, unanimously adopted on First Reading on May 20, 2025, present recommended changes to the City Code and Fort Collins Traffic Code to address enforcement of unreasonable noise in the city related to Motor Vehicles.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Jeff Swoboda, Police Chief
Kristy Volesky, Assistant Chief

SUBJECT

Items Relating to Motor Vehicle Noise.

EXECUTIVE SUMMARY

- A. Second Reading of Ordinance No. 086, 2025, Adopting Section 1418, Unreasonable Vehicle Noise Prohibited in the Fort Collins Traffic Code.
- B. Second Reading of Ordinance No. 087, 2025, Amending Section 17-129 of the Code of the City of Fort Collins to Remove all Reference to Traffic Noise.
- C. Second Reading of Ordinance No. 088, 2025, Amending Section 225 of the Fort Collins Traffic Code to Clarify the Different Types of Equipment Violations Related to Mufflers.
- D. Second Reading of Ordinance No. 089, 2025, Amending Section 1-15 of the Code of the City of Fort Collins to Allow Some Specified Traffic Violations to be Designated as a Misdemeanor Offense.

These Ordinances, unanimously adopted on First Reading on May 20, 2025, present recommended changes to the City Code and Fort Collins Traffic Code to address enforcement of unreasonable noise in the city related to Motor Vehicles.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinances on Second Reading.

FIRST READING BACKGROUND / DISCUSSION

A work session was conducted on April 22, 2025, addressing a phased approach to addressing updates to the City Code related to traffic, fireworks and other sound-related issues in the city. Phase 1 focused on low effort to implement but high impact as it relates to education and enforcement and Phase 2 will focus on amplified noise, requiring further research and community outreach.

Phase 1: Police Services – Traffic Noise

Fort Collins Police Services (FCPS) staff continue to receive numerous reports from community members regarding noise occurrences throughout the City. These reports span a variety of sources, with examples including party complaints, general noise complaints, vehicle related noise complaints, and fireworks. In response, police staff have reviewed reported incidents and citations related to noise violations from 2023 to 2024. The goal was to assess how effectively current ordinances are being used in enforcement and

what code updates would better assist police in enforcement of these violations. Through this analysis, two primary areas related to traffic were identified and presented to the Council at the April 22 work session, adding a new unreasonable traffic noise ordinance and amending the current muffler ordinance in the Fort Collins Traffic Code.

Unreasonable Traffic Noise (Section 1418 Fort Collins Traffic Code)

The first recommendation is to establish a new ordinance within the City's Traffic Code specifically addressing prohibited actions related to the operation of motor vehicles. While the existing Unreasonable Noise Prohibited section touches on some aspects of vehicle noise, it primarily focuses on residential noise occurrences. A dedicated ordinance would provide clearer, more targeted language, enabling more effective enforcement. This recommendation is driven by a noticeable increase in complaints about vehicle-related noise, including loud stereos, ineffective mufflers, engine revving, and similar concerns.

In the proposed new ordinance, unreasonable traffic noise would mean any sound of such level or duration as to be or tend to be injurious to human health or welfare, or which would unreasonably interfere with the enjoyment of life or property. Several factors such as time of day, location, and the type of noise generated will be taken into consideration when an officer makes a prima facie determination as to whether a noise is unreasonable. This change would also allow officers to write tickets more efficiently using the same process as other traffic violations.

Unreasonable Noise (Section 17-129 City Code)

The second recommendation is to update Section 17-129- Unreasonable Noise Prohibited in the City Code to remove any reference of traffic noise. This update will provide clarity regarding which ordinance applies to traffic related noise violations vs all other general noise violations such as parties. The traffic noise provisions in the current code will be relocated into the new Unreasonable Traffic Noise Prohibited ordinance.

Mufflers (Section 225 Fort Collins Traffic Code)

The third recommendation involves clarifying and restructuring the current muffler ordinance listed in Section 225 of the Fort Collins Traffic Code. Updating the muffler language will enhance clarity and allow police staff to apply the ordinance more effectively during enforcement efforts. Specifically, the ordinance is broken out into sections adding clarity for officers to enforce equipment violations related to noise.

General Penalties Traffic Offenses (Section 1-15 City Code)

The final recommendation is to update City Code Section 1-15- General penalty and surcharges for misdemeanors offenses, petty offenses, traffic offenses, and traffic and civil infractions. The current code states that for all traffic offenses that do not have a state equivalent shall be deemed a traffic infraction. The new proposed unreasonable traffic noise ordinance does not have a state equivalent charge and therefore would be penalized as an infraction with a fine set by the Court's fine schedule that can be paid online and does not require an appearance in court. The proposed update would allow specified code provisions, such as unreasonable traffic noise, to be classified as a misdemeanor offense instead of a traffic infraction. This change will require the driver to appear in court where the prosecution can meet with the driver to encourage changed behaviors and future compliance with the law.

CITY FINANCIAL IMPACTS

None.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

First Reading attachments available in May 20, 2025, agenda materials at the following link:
<https://fortcollins-co.municodemeetings.com/>.

1. Ordinance No. 086, 2025
2. Ordinance No. 087, 2025
3. Ordinance No. 088, 2025
4. Ordinance No. 089, 2025

ORDINANCE NO. 086, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
ADOPTING SECTION 1418, UNREASONABLE VEHICLE NOISE PROHIBITED IN
THE FORT COLLINS TRAFFIC CODE

A. Fort Collins Police Services (FCPS) staff continue to receive numerous reports from community members regarding noise occurrences throughout the city. These reports span a variety of sources including vehicle-related noise complaints.

B. In response, FCPS has reviewed reported incidents and citations related to noise violations from 2023 to 2024. The goal was to assess how effectively current ordinances are being used in enforcement and what code updates would better assist police in enforcement of these violations.

C. Based on this analysis, FCPS developed these proposed amendments to the Fort Collins Traffic Code to specifically address prohibited noise-related actions due to the operation of a motor vehicle. This proposed new provision, Unreasonable Vehicle Noise Prohibited, was presented to the Council as an option to consider at the April 22, 2025, work session.

D. While existing City Code Section 17-129, entitled Unreasonable Noise Prohibited, touches on some aspects of vehicle noise, it primarily focuses on residential noise occurrences. A dedicated Traffic Code provision is proposed to provide clearer, more targeted language, enabling more effective enforcement.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that the Fort Collins Traffic Code is hereby amended by the addition of a new Section 1418 which reads in its entirety as follows:

1418. Unreasonable vehicle noise prohibited.

- (1) No person shall make, continue or cause to be made or continued any unreasonable noise in, from, or upon any vehicle; and no person shall knowingly permit such unreasonable noise in, from, or upon any vehicle owned or possessed by such person; and no person shall operate a vehicle, regardless of ownership, in a manner or with equipment that makes or causes unreasonable noise.
- (2) For purposes of this Section, *unreasonable noise* means any sound of such level or duration as to be or tend to be injurious to human health or welfare, or which would unreasonably interfere with the enjoyment of life or property. A peace officer enforcing this provision is empowered to make a prima facie determination as to whether a noise is unreasonable based upon consideration of any of the following factors:
 - (a) The time of day;

- (b) Location where the vehicle is being operated;
- (c) The presence of pedestrians, bystanders, or other vehicles;
- (d) The continuous or repeated sounding of any horn or signal device of a motor vehicle for an unnecessary or unreasonable amount of time, except as a danger signal;
- (e) Operation of a motor vehicle in a manner that causes excessive or unreasonable noise, including, but not limited to one or more of the following: unnecessary or rapid acceleration, deceleration, steering or turning of the vehicle, revving the engine, or tire squeal;
- (f) Operation of a vehicle with equipment installed, not installed properly, removed, or otherwise altered so as to produce unreasonable or excessive noise. Such equipment includes, but is not limited to one or more of the following: an unlawful, defective or modified exhaust system, no exhaust system or muffler; or any other modification to any part of the vehicle;
- (g) The presence or absence of noise amplification equipment; or any use of a stereo or audio system at an unreasonable volume level;
- (h) Any other factors tending to show the magnitude and/or disruptive effect or impact of the noise.

(3) Any person who violates this Section commits a misdemeanor offense.

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025
 Approving Attorney: Dawn Downs
 Exhibits: None

ORDINANCE NO. 087, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING SECTION 17-129 OF THE CODE OF THE CITY OF
FORT COLLINS TO REMOVE ALL REFERENCE TO TRAFFIC
NOISE

A. Fort Collins Police Services (FCPS) staff continue to receive numerous reports from community members regarding noise occurrences throughout the city. These reports span a variety of sources including vehicle-related noise complaints.

B. In response, FCPS has reviewed reported incidents and citations related to noise violations from 2023 to 2024. The goal was to assess how effectively current ordinances are being used in enforcement and what code updates would better assist police in enforcement of these violations.

C. Based on this analysis, FCPS developed proposed amendments to the Traffic Code and the City Code, including the addition of a new Section to the Fort Collins Traffic Code, Section 1418- Unreasonable Vehicle Noise Prohibited, to address vehicle noise violations specifically, which is also under consideration on this date, as Ordinance No. 086, 2025.

D. With the addition of a new Section 1418 to the Traffic Code to address unreasonable vehicle noise, it is necessary to amend City Code Section 17-129, entitled Unreasonable Noise Prohibited, to remove the references to vehicle noise.

E. Establishing a specific Traffic Code provision will prevent confusion as to the distinction between traffic-related noise violations and other general noise violations such as parties.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that Section 17-129 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 17-129. - Unreasonable noise prohibited.

(a) No person shall make, continue or cause to be made or continued any unreasonable noise; and no person shall knowingly permit such noise upon any premises owned or possessed by such person or under such person's control.

...

(d) Any person who violates this § 17-129 commits a petty offense punishable by a fine in accordance with §1-15(h) unless such violation is a second or subsequent violation within a twelve (12) month period. Any person who commits a second or subsequent

violation of this § 17-129 within a twelve (12) month period shall be guilty of a misdemeanor punishable by a fine or jail in accordance with § 1-15(a).

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025

Approving Attorney: Dawn Downs

Exhibits: None

ORDINANCE NO. 088, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING SECTION 225 OF THE FORT COLLINS TRAFFIC CODE TO CLARIFY
THE DIFFERENT TYPES OF EQUIPMENT VIOLATIONS RELATED TO MUFFLERS

A. Fort Collins Police Services (FCPS) staff continue to receive numerous reports from community members regarding noise occurrences throughout the City. These reports span a variety of sources including vehicle-related noise complaints.

B. In response, FCPS has reviewed reported incidents and citations related to noise violations from 2023 to 2024. The goal was to assess how effectively current ordinances are being used in enforcement and what code updates would better assist police in enforcement of these violations.

C. Based on this analysis, an amendment to the current muffler ordinance was identified and presented to the Council as an option to consider at the April 22, 2025, work session.

D. Amending the muffler ordinance language in Section 225 of the Fort Collins Traffic Code will enhance clarity and allow police staff to apply the ordinance more effectively during enforcement efforts. Specifically, the ordinance is broken out into sections adding clarity for officers to enforce equipment violations related to noise.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that Section 225 of the Fort Collins Traffic Code is hereby amended to read as follows:

225. - Mufflers.

- (1) No person shall operate a motor vehicle subject to registration and operated on a roadway without an adequate muffler in constant operation that is properly maintained to prevent any excessive or unusual noise.
- (2) No person shall operate a motor vehicle with a muffler or exhaust system that is equipped with a straight pipe exhaust system, a cut-off, bypass or similar device.
- (3) No person shall modify the exhaust system of a motor vehicle in a manner which will amplify or increase the noise emitted by the motor of such vehicle above that emitted by the muffler originally installed on the vehicle, and such original muffler shall comply with all of the requirements of this Section.

- (4) Any commercial vehicle, as defined in Section 42-4-235, C.R.S., subject to registration and operated on a roadway, that is equipped with an engine compression brake device is required to have a muffler.
- (5) For the purposes of this Section, *muffler* shall mean a device consisting of a series of chamber or baffle plates or other mechanical design for the purpose of receiving exhaust gas from an internal combustion engine and effective in reducing noise. *Straight pipe exhaust system* shall mean any straight muffler that does not contain baffles, including but not limited to glass packs, steel packs and straight pipes.
- (6) This Section shall not apply to electric motor vehicles.

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025
Approving Attorney: Dawn Downs
Exhibits: None

ORDINANCE NO. 089, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING SECTION 1-15 OF THE CODE OF THE CITY OF
FORT COLLINS TO ALLOW SOME SPECIFIED TRAFFIC
VIOLATIONS TO BE DESIGNATED AS A MISDEMEANOR
OFFENSE

A. Current City Code Section 1-15, regarding general penalty and surcharges for misdemeanors offenses, petty offenses, traffic offenses, and traffic and civil infractions, states that all traffic offenses that do not have a state equivalent charge shall be deemed a traffic infraction.

B. New Section 1418, Unreasonable Vehicle Noise Prohibited under consideration in Ordinance No. 086, 2025, does not have a state equivalent charge and therefore would be penalized as an infraction with a possible penalty of a fine of up to \$3,000.

C. The specific fine for each traffic infraction is typically set at a specific amount as adopted in the Court's fine schedule. All fines for traffic infractions can be paid online and do not require a court appearance.

D. The proposed amendment to Section 1-15 of the City Code would allow specified traffic offenses, such as violation of Unreasonable Vehicle Noise Prohibited, to be classified as a misdemeanor offense instead of a traffic infraction. The penalty range for a misdemeanor is a fine up to \$3,000 and/or up to 180 days in jail.

E. By amending this section of the code, any traffic code provisions that are designated as a misdemeanor offense will require the driver to appear in court. Their appearance will allow the prosecution and court an opportunity to meet with the offenders and encourage changed behaviors for these types of violations.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that Section 1-15(b) of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 1-15. General penalty and surcharges for misdemeanors offenses, petty offenses, traffic offenses, and traffic and civil infractions

...

(b) A violation of any provision of Chapter 28, Vehicles and Traffic, in this Code or the Fort Collins Traffic Code, shall be deemed to be a traffic infraction if, at the time of the commission of the violation, its counterpart violation under the provisions of Article 4 in Title 42 of the Colorado Revised Statutes, if any, is designated by state law as being a traffic infraction. If no counterpart violation exists under state law, the violation shall be

deemed to be a traffic infraction unless otherwise designated. All other violations under Chapter 28 of this Code or the Fort Collins Traffic Code shall be considered misdemeanors punishable as described in Subsection (a) above. Any person against whom judgment is entered for a traffic infraction under this Code shall be subject to the penalty of a fine and any surcharge, the total of which is not to exceed three thousand dollars (\$3,000), and shall not be subject to imprisonment on account of such judgment.

. . .

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025
Approving Attorney: Dawn Downs
Exhibits: None

File Attachments for Item:

9. Second Reading of Ordinance No. 090, 2025 Amending Section 9-23 of the Code of the City of Fort Collins Regarding the Use of Fireworks.

This Ordinance, unanimously adopted on First Reading on May 20, 2025, presents recommended changes to the Fort Collins City Code Section 9-23 to address enforcement for violations related to fireworks.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Jeff Swoboda, Police Chief
Kristy Volesky, Assistant Chief

SUBJECT

Second Reading of Ordinance No. 090, 2025 Amending Section 9-23 of the Code of the City of Fort Collins Regarding the Use of Fireworks.

EXECUTIVE SUMMARY

This Ordinance, unanimously adopted on First Reading on May 20, 2025, presents recommended changes to the Fort Collins City Code Section 9-23 to address enforcement for violations related to fireworks.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on Second Reading.

FIRST READING BACKGROUND / DISCUSSION

A Council work session was conducted on April 22, 2025, outlining a phased approach to addressing updates to the municipal code related to traffic, fireworks and other sound-related issues in the City. Phase 1 focused on low effort to implement but high impact as it relates to education and enforcement and Phase 2 will focus on amplified noise, requiring further research and community outreach.

Phase 1: Police Services – Fireworks

Fort Collins Police Services (FCPS) staff continue to receive numerous reports from community members regarding noise occurrences throughout the City. These reports span a variety of sources, including fireworks. In response, police staff have reviewed areas for consideration and potential updates were identified and presented to Council at the April 22 work session.

The update related to fireworks code includes amending City Code Section 9-23 to enable police staff to address and hold the person(s) that have a possessory interest in a location accountable for illegal fireworks being used. The current ordinance presents limitations in enforcement, often requiring police to identify the specific person who ignited the fireworks. This approach can present challenges identifying the specific person responsible when police respond to calls for service after the fireworks have already been used. The updated Code language would help improve accountability and support more effective regulation of fireworks within City limits. Specifically, the ordinance will allow an owner, occupant, tenant or person otherwise having any possessory control of any private place where fireworks are being used to be held accountable if they are present when fireworks are being used at that location. Exceptions still exist, including permitted events which meet the requirements of the International Fire Code and City Code.

CITY FINANCIAL IMPACTS

None.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

First Reading attachments available in May 20, 2025, agenda materials at the following link:
<https://fortcollins-co.municodemeetings.com/>.

1. Ordinance No. 090, 2025

ORDINANCE NO. 090, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING SECTION 9-23 OF THE CODE OF THE CITY OF
FORT COLLINS REGARDING THE USE OF FIREWORKS

A. Fort Collins Police Services (FCPS) staff continue to receive numerous reports from community members regarding noise occurrences throughout the City. These reports span a variety of sources, including fireworks.

B. In response, police staff have reviewed areas for consideration and potential updates were identified and presented to City Council at the April 22, 2025, work session.

C. Amending the current fireworks ordinance in Section 9-23 of the Fort Collins Municipal Code enable police staff to address and hold the person(s) that have a possessory interest in a location accountable for illegal fireworks being used.

D. The current ordinance presents limitations in enforcement, often requiring police to identify the specific person who ignited the fireworks. This approach can present challenges identifying the specific person responsible when police respond to calls for service after the fireworks have already been used.

E. The proposed amended Code language would help improve accountability and support more effective regulation of fireworks within City limits.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that Section 9-23 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 9-23. - Prohibited open fires and open burning.

The following types of open fires and open burning are prohibited in the City at all times:

. . .

(2) Any person using fireworks, or the owner, occupant, tenant or person otherwise having any possessory control, individually or jointly with others, who is present where fireworks are being used, except as allowed in the International Fire Code as adopted by City Council in this Chapter or by a special events permit issued by the City.

. . .

Introduced, considered favorably on first reading on May 20, 2025, and approved on second reading for final passage on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 13, 2025

Approving Attorney: Dawn Downs

Exhibits: None

File Attachments for Item:

10. First 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.

The purpose of this item is to discontinue the existing Art in Public Places Board and Cultural Resources Board and to merge and adjust their functions for a new Arts and Culture Board.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Solara Clark, Project Coordinator, Cultural Services
Liz Good, Visual Arts Coordinator, Cultural Services
Ellen Martin, Lead Specialist, Cultural Services
Eileen May, Director, Cultural Services

SUBJECT

First 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.

EXECUTIVE SUMMARY

The purpose of this item is to discontinue the existing Art in Public Places Board and Cultural Resources Board and to merge and adjust their functions for a new Arts and Culture Board.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on First Reading.

BACKGROUND / DISCUSSION

The Cultural Services Department is proposing the dissolution of the Art in Public Places Board and the Cultural Resources Board to merge their responsibilities into a single Arts and Culture Board. This change supports the City's broader goal of shifting from complexity to simplicity in its Boards and Commission's structure. After reviewing peer city models and internal needs, the department concluded that one cohesive board will more effectively provide advocacy and strategic guidance across the department's work, including public art, cultural initiatives, and community engagement. The new board structure is designed to ensure a balanced workload and allow members to focus deeply on a wide range of art and cultural priorities without becoming overextended.

The proposed Arts and Culture Board will be established as a Type 2 advisory board, consistent with the current structure of both the Art in Public Places Board and the Cultural Resources Board. The board is expected to include nine members, with responsibilities focused on providing guidance and advocacy across the full spectrum of Cultural Services. This includes advocacy for the Fort Collins Museum of Discovery, The Lincoln Center, Gardens on Spring Creek, Art in Public Places, Cultural Community Programs, Center for Creativity, Fort Fund Grant Program, and Arts and Culture Masterplan. The structure is intended to ensure broad representation and engagement across the department's diverse programs and initiatives. The new Board would be anticipated to start in April of 2026 in alignment with the Boards and Commission's new member timeline and start dates across the organization.

Both current boards have been informed of the proposed transition. Existing members will not automatically transfer to the new board; instead, all current interested board members are encouraged to apply for a seat on the new board. This will ensure an open and equitable process. This restructuring streamlines how the department receives input and also strengthens its ability to elevate a range of community perspectives and respond more effectively to the evolving art and cultural landscape of Fort Collins.

CITY FINANCIAL IMPACTS

The proposed Arts and Culture Board is not expected to have any direct financial impact on the City finances. While the board may review and provide input on budgets related to the Art in Public Places Program, which operates with a dedicated funding source, and the Cultural Services department, it will not oversee or manage funding directly. This is consistent with the current roles of the Art in Public Places Board and the Cultural Resources Board, and no additional financial resources or staffing are anticipated as a result of this transition.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

Both the Art in Public Places Board and the Cultural Resources Board have been informed of the proposed changes, and the overall consensus has been supportive of the plan to merge the two boards. As expected, some questions were raised regarding potential impacts on board responsibilities. Staff have been actively working with board members to address these inquiries and provide as much clarity and information as possible throughout the process.

PUBLIC OUTREACH

If the proposed ordinance and changes are approved by Council, staff will actively engage with the public to share information about the transition and highlight opportunities to get involved with the newly established Arts and Culture Board.

ATTACHMENTS

1. Ordinance No. 091, 2025

ORDINANCE NO. 091, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
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

A. The City Council established two volunteer boards relating to arts and culture: the Art In Public Places Board, a seven-member board that reviews, approves, and makes recommendations about artwork created through the Art in Public Places program, and the Cultural Resources Board, a seven-member board that makes recommendations to the City Council about the Cultural Services Department and provides recommendations about programs to fund through the Fort Fund program.

B. To improve the efficiency and accessibility of City government, the City Council seeks to combine these two boards and their functions into one new nine-member board, the Arts and Culture Board. The Arts and Culture Board will make recommendations to the Director of Cultural Services and City Council on arts and culture matters in the City, advise and make recommendations relating to the Arts in Public Places program, and review proposals for the Fort Fund program as requested by the Director of Cultural Services.

C. By operation of this Ordinance, the Art in Public Places Board and the Cultural Resources Board will terminate on April 1, 2026. The new Arts and Culture Board will be created on April 1, 2026. Members of the Art and Public Places Board and the Cultural Resources Board will be able to apply for membership on the Arts and Culture Board.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. Section 2-143 of the Code of the City of Fort Collins is hereby amended by the addition of a new Subsection (c) which reads in its entirety as follows:

Sec. 2-143. - Art in Public Places Board.

. . .

(c) All terms of members of the Board shall terminate April 1, 2026.

Section 2. Effective April 1, 2026, Section 2-143 of the Code of the City of Fort Collins, regarding the Art in Public Places Board, is repealed in its entirety and replaced with the following new Section 2-143, Arts and Culture Board:

Sec. 2-143. - Arts and Culture Board

(a) The City shall have an Arts and Culture Board, hereafter referred to in this Section as the "Board." The Board shall consist of nine (9) members. The City Council shall endeavor to appoint members of the Board who are arts professionals. For the purpose of this Section, *arts professional* shall mean a person who has either a degree in an arts related field or experience in arts and culture.

(b) The Board shall have the following functions:

(1) To assist, advise and make recommendations to the Director of Cultural Services and City Council on arts and culture matters and regarding opportunities to promote awareness, understanding, advocacy, and appreciation for the value of arts and culture in the community. This may include providing assistance, advice and recommendations regarding the following programs, facilities and plans:

- a. Fort Collins Museum of Discovery
- b. The Lincoln Center
- c. Gardens on Spring Creek
- d. Art in Public Places
- e. Cultural Community Programs
- f. Center for Creativity
- g. Cultural Grant Programs
- h. Arts and Culture Masterplan

(2) To support the City's Arts and Culture Masterplan;

(3) To encourage a diverse cross-section of City residents to participate in the City's arts and culture programs and initiatives;

(4) To review proposals for funding from the Cultural Development and Programming Account and the Tourism Programming Account, as requested by the Director of Cultural Services;

(5) To advise and make recommendations to the Cultural Services Department and the City Council regarding works of art funded by or donated to the Art in Public Places program, as required in Chapter 23, Article XII of the City Code, and following the established and published Art in Public Places Guidelines, as defined in Section 23-302.

Section 3. Section 2-145 of the Code of the City of Fort Collins is hereby amended by the addition of a new Subsection (c) which reads in its entirety as follows:

Sec. 2-145. - Cultural Resources Board

...

(c) All terms of members of the Board shall terminate April 1, 2026.

Section 4. Effective April 1, 2026, Section 2-145 of the Code of the City of Fort Collins, regarding the Cultural Resources Board, is repealed in its entirety.

Section 5. Effective April 1, 2026, Section 23-302 of the Code of the City of Fort Collins is hereby amended by amending the definition of "*Art in Public Places Board* (or *APP Board*)" to read as follows:

Sec. 23-302. Definitions.

The following words, terms and phrases, when used in this Article, shall have the meaning ascribed to them in this Section:

...

~~*Art in Public Places Board* (or *APP Board*) shall mean the Art in Public Places Board, as established and described in Chapter 2, Article III, Division 4, of this Code~~ shall mean the Arts and Culture Board, as established and described in Chapter 2, Article III, Division 3 of this Code.

...

Section 6. The definition of *Art in Public Places Coordinator* (or *APP Coordinator*) contained in Section 23-302 of the Code of the City of Fort Collins is hereby deleted in its entirety.

~~*Art in Public Places Coordinator* (or *APP Coordinator*) shall mean a City staff member designated by the Director of Community Services as the Art in Public Places Coordinator. The Coordinator will serve the APP Board as City staff liaison.~~

Section 7. Section 23-307 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 23-307. Administration.

The Director of ~~Community Services~~ the Cultural Services Department shall administer the provisions of this Article in a manner consistent with the APP Guidelines. The guidelines shall provide for the selection of works of art; the placement and presentation of works of art; the maintenance, repair and care of works of art; the payment for works of art; the acceptance of donations of works of art; and such other matters as the Director deems necessary and appropriate. ~~The Director shall designate an APP Coordinator who will serve as staff liaison to the APP Board.~~

Section 8. Section 23-308 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 23-308. Acquisition of works of art.

The APP Board shall make recommendations to the City Council concerning the use of funds in excess of thirty thousand dollars (\$30,000.) for the acquisition, installation and maintenance of works of art. The construction project from which the funds were generated should generally be the site where the funds will be used. However, funds may be expended at other sites when the APP Board determines such expenditure is appropriate based on the considerations set forth in the guidelines. The APP Board may appoint a selection committee to make recommendations to the APP Board concerning the selection of artists, works of art and the placement of works of art. The selection committee may include artists, architects, City representatives and members of the public.

Section 9. Section 23-309 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 23-309. Acquisition of donated artwork.

All works of art with a value of three hundred dollars (\$300.) or more donated to the City to be placed in a public area may be accepted only with approval of the APP Board, and all such works with a value of ten thousand dollars (\$10,000.) or more may be accepted only with approval of the City Council, upon review of such proposed donation and the recommendation of the APP Board. The City shall accept ownership and responsibility for maintenance only of works of art that meet the objectives of the APP Program, and the criteria for works of art and site selection set forth in the APP Guidelines. Funds for the installation and maintenance of donated works of art will be funded by the APP program. Those works of art donated to the Fort Collins Museum for its collection purposes shall be exempt from this process.

Introduced, considered favorably on first reading on June 3, 2025, and approved on second reading for final passage on June 17, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 27, 2025
Approving Attorney: Ted Hewitt
Exhibits: None

File Attachments for Item:

11. First 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.

The purpose of this item is to request 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.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Donnie Dustin, Senior Water Resources Engineer
Jen Dial, Water Resources Manager
Kerri Ishmael, Senior Analyst, Utility Financial Operations

SUBJECT

First 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.

EXECUTIVE SUMMARY

The purpose of this item is to request 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.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on First Reading.

BACKGROUND / DISCUSSION

The City of Fort Collins Utilities ("Utilities") water service area demand is projected to grow by 37% over the next few decades. The cost for water supplies has increased significantly in recent years, with the cost projected to increase based on competition for their acquisition increasing and availability decreasing.

To plan for acquiring water rights and facilities to meet future water supply needs, the Utilities Water Resources Division has and will continue annual budget requests. Based on the current market value of a North Poudre Irrigation Company ("NPIC") share (~\$245k to \$250k) and a current opportunity to purchase up to 8 NPIC shares, the Water Resources Division needs an additional \$1,093,091 to acquire these shares. These shares come with units in the Colorado-Big Thompson Project (CBT) that can be stored in Horsetooth Reservoir and will increase the Utilities firm yield of water supply (amount of water expected to be received in a 1 in 50-year drought) by 12.6 acre-feet annually. An estimated 173 additional NPIC shares (in addition to the completion of the Halligan Water Supply Project) are needed to meet demands through 2065, so this acquisition would meet about 5% of that need for more NPIC shares.

In addition, the Water Resources Division has an opportunity to purchase the water right in the Chase Ditch, which diverts off the North Fork of the Poudre River below Halligan Reservoir. This water would remain in the river helping to meet permit mitigation requirements of the Halligan Water Supply Project. The cost of purchasing this water right is \$326,000.

CITY FINANCIAL IMPACTS

This Ordinance will appropriate \$1,419,091 for Water Fund non-lapsing expenses. Water Fund reserves are available for this appropriation and are projected to end 2025 above the City's fund reserve target.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

1. Ordinance No. 092, 2025

ORDINANCE NO. 092, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
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

A. The City owns and operates Fort Collins Utilities (“Utilities”), which includes a water utility that provides water service to customers in its service area. Demands in Utilities’ water service area are expected to grow in the coming decades.

B. Utilities plans for the acquisition of additional water rights to increase water supplies to meet these demands. Such additional water rights include shares in the North Poudre Irrigation Company (“NPIC Shares”). NPIC Shares include rights to Colorado-Big Thompson Project water stored in Horsetooth Reservoir. NPIC Shares will thus increase the yield, reliability, and resiliency of Utilities water supplies. Prices for NPIC Shares have been increasing, such that acquiring them sooner is prudent.

C. Utilities is also pursuing the Halligan Water Supply Project (“Halligan Project”), among other reasons, to meet future demands. The Halligan Project includes the enlargement of Halligan Reservoir on the North Fork of the Cache la Poudre River (“North Fork”). Utilities will deliver its water stored in the enlarged Halligan Reservoir down the North Fork and anticipates having flow obligations on the North Fork. Utilities is thus interested in reducing diversions from and increasing flows in the North Fork to assist Halligan Project operations, which will positively impact the yield, reliability, and resiliency from the Halligan Project to meet demands. The acquisition of the water right for the Chase Ditch, which diverts from the North Fork below Halligan Reservoir, is an opportunity to reduce diversions from and increase flows in the North Fork.

D. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purpose of increasing the yield, reliability, and resiliency of Utilities water supplies to meet future demands by acquiring shares in the North Poudre Irrigation Company and by acquiring the water right for the Chase Ditch.

E. Article V, Section 9 of the City Charter permits the City Council, upon the recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year from such revenues and funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated.

F. The City Manager has recommended the appropriation described herein and determined that the funds to be appropriated are available and previously unappropriated from the Water Fund and that this appropriation will not cause the total amount appropriated in the Water Fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this Fund during this fiscal year.

G. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capitalizable asset, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made but continue through the life of the asset.

H. The City Council wishes to designate the appropriation herein for NPIC and Chase Ditch water rights purchases as an appropriation that shall not lapse.

In light of the foregoing Recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. There is hereby appropriated from prior year reserves in the Water Fund the sum of ONE MILLION FOUR HUNDRED NINETEEN THOUSAND NINETY-ONE DOLLARS (\$1,419,091) to be expended in the Water Fund for the purchases of shares in the North Poudre Irrigation Company and the water right in the Chase Ditch.

Section 2. The appropriation herein for the purchases of shares in the North Poudre Irrigation Company and the water right in the Chase Ditch are hereby designated, as authorized in Article V, Section 11 of the City Charter, as an appropriation that shall not lapse at the end of this fiscal year but through the life of the asset.

Introduced, considered favorably on first reading on June 3, 2025, and approved on second reading for final passage on June 17, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 27, 2025
 Approving Attorney: Eric Potyondy
 Exhibits: None

File Attachments for Item:

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

The purpose of this item is to recommend 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.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

John S. Kinney, Director, Northern Colorado Regional Airport

SUBJECT

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

EXECUTIVE SUMMARY

The purpose of this item is to recommend 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.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on First Reading.

BACKGROUND / DISCUSSION

In 1963, the City of Fort Collins and the City of Loveland agreed to the establishment of a regional aviation facility and became owners and operators of the Northern Colorado Regional Airport, located ten miles southeast of downtown Fort Collins, just west of Interstate 25. The Airport is operated as a joint venture between the City of Fort Collins and the City of Loveland, with each city retaining a 50% ownership interest, sharing equally in policy-making and management, and with each assuming responsibility for 50% of the capital and operating costs associated with the Airport. Airport governance and management is set forth in the IGA.

The Airport's mission is: Serving the region, we are a catalyst for innovation in all modes of transportation, a driving force for innovation in business and training, and a global gateway to magnificent Colorado. According to a 2020 State of Colorado study, the Northern Colorado Airport provides a regional economic impact of approximately \$295.97 million annually and supports 1,072 area jobs.

All revenues derived from the Airport are applied to both operating and capital expenditures. Each City contributes equal funding, when necessary, for Airport operating and capital needs as defined in the intergovernmental agreement and amendments thereto (the "IGA"). External funding is also received

through grants that are applied for and received by the Airport for eligible projects from the Federal Aviation Administration and the Colorado Department of Transportation Division of Aeronautics.

If approved, the amounts appropriated will be used for the following purposes:

- Air Traffic Control Restroom Facility
 - Install a permanent, all-season restroom facility for air traffic controllers. The existing temporary portable toilet is unsuitable and lacks heating and cooling for year-round use.
- Through-the-Fence Framework
 - Develop a plan to ensure compliance with Federal Aviation Administration (FAA) and Transportation Security Administration (TSA) "through-the-fence" access regulations.
- Airport Commission Workshop
 - Design and facilitate a workshop for the Airport Commission to establish a shared vision, set staff priorities and work plans, and develop a Commission after action plan.
- Capital Improvement Plan (CIP)
 - Create a responsive CIP that reflects Airport priorities and needs, funded through a combination of Federal Aviation Administration (FAA), state, and local resources.
- Comprehensive Financial Plan
 - Develop operating agreements, rates, rents, and charges aligned with facility usage and market conditions. Establish cost centers to ensure fees and charges are commensurate to the services provided and support the timely implementation of the CIP.
- Ground Transportation System Plan
 - Conduct an assessment of the ground transportation market and its pricing flexibility. Based on findings, implement or adjust charges, such as Customer Facility Charges (CFCs), Passenger Facility Charges (PFCs), Transportation Network Company (TNC) fees, rental car fees, and daily parking rates, to align with service levels, support capital improvements, and enhance the long-term customer experience.
- Airport Development Plan
 - Pursue aeronautical and non-aeronautical revenue-generating development opportunities aligned with the airport's brand and vision. Support the timely execution of the CIP and sustained financial independence, eliminating the need for general fund subsidies.
- Air Service Development Plan
 - Develop a comprehensive branding and marketing strategy to establish FNL's presence in the regional market, attract travelers, promote tourism, and support airline recruitment efforts.
- Brand & Experience Marketing Plan
 - Develop a modern marketing approach, including updated social media, website enhancements, and promotional materials.

Breakdown of recommended mid-year budget appropriation:

A) Air Traffic Control Restroom Facility	\$55,000
B) Through-the-Fence Framework	\$80,000
C) Airport Commission Workshop	\$18,000
D) Capital Improvement Plan	\$23,000
E) Comprehensive Financial Plan	\$90,000
F) Ground Transportation System Plan	\$91,000

G) Airport Development Plan	\$80,000
H) Air Service Development Plan	\$82,000
I) Brand & Experience Marketing Plan	\$65,000
<i>Subtotal</i>	\$584,000
J) Contingency – 10%	\$58,400
Total	\$642,400

CITY FINANCIAL IMPACTS

Upon adoption, this Ordinance will appropriate in the current fiscal year \$642,400 from the Airport Fund, authorize expenditures against those revenues for the purposes set forth in this Agenda Item Summary. The proposed mid-year appropriation does not include any financial contributions from the City's General Fund. The revenues appropriated in the current fiscal year, if approved by adoption of this Ordinance, will be drawn from the unassigned balance of the Airport Fund, which currently totals \$2.15 million. This appropriation has no financial impact on the City.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

At its February 20, 2025, meeting, the Northern Colorado Regional Airport Commission unanimously recommended approval of the supplemental appropriation for the 2025 fiscal year.

PUBLIC OUTREACH

The mid-year appropriation request was presented at the February 20, 2025, meeting of the Northern Colorado Regional Airport Commission and the May 6, 2025, and May 20, 2025, meetings of the Loveland City Council.

ATTACHMENTS

1. Northern Colorado Regional Airport Commission, February 20, 2025 Meeting Minutes
2. Ordinance No. 093, 2025

**FEBRUARY 20, 2025 REGULAR COMMISSION MEETING
SIGN-IN SHEET**

PLEASE PRINT:

NAME

ORGANIZATION

[illegible]



Regular Meeting Minutes for February 20, 2025

- CALL TO ORDER** Meeting called to order at 3:04 p.m.
- ROLL CALL** Chair Arndt and Commission Members Thompson, DiMartino, Williams, Miller, and Stooksbury were present. Commissioner Marsh was absent.
- PUBLIC COMMENT** Chair Arndt opened the floor for public comment:
- James Aden requested that T-hangar tenants receive priority notification when new hangars are developed on Site C.

CONSENT AGENDA

Commissioner Stooksbury pulled consent agenda item #3, requesting a broader discussion of the role of the PDSC.

Commissioner Miller moved to approve the consent agenda items #1 and #2. The motion, seconded by Commissioner Williams, carried with all Commissioners present voting in favor thereof.

- Pulled Items: Item #3
- Consent Follow up: Commissioners discussed the scope of the Planning and Development Subcommittee (PDSC) to evaluate whether they are still fulfilling duties which the Commission directed them to do when the Committee was created. John Kinney, Airport Director, stated that members of the PDSC have divided views of their role and he suggested that the PDSC revisit this at their next meeting to report back to the Commission.

Commissioner Marsh entered the meeting at 3:13 p.m.

Commissioners requested that members of the PDSC create and propose a work plan which the Commission can review and provide feedback on in March.

Approval of the consent agenda item #3 passed with all Commissioners present voted in favor thereof.

- Public Comments: None

REGULAR AGENDA

4. AIRPORT DIRECTOR'S REPORT

John Kinney, Airport Director, provided the following updates in conjunction with the February Airport Director's Report:

- Introduction of Dylan Swanson, Airport Operations and Facilities Manager, and Dave Smith, ATC Manager for Robinson Aviation.



- The FAA has declined the Airport's request to use a CMAR model for the runway widening project. Staff will proceed in earnest with the design bid build model.
- All leases will be evaluated to ensure that they comply with current regulations.
- The STARS radar system was removed from FNL. Staff will continue working with the FAA and the Congressional delegation to enhance controllers' capabilities.
- There is evidence that airfield safety infractions previously submitted to the FAA were not accurately logged in their systems, but this should now be resolved. It is recommended that pilots continue to report all incidents using the FAA systems.

Commissioners Arndt and DiMartino will be attending the National League of Cities Conference in Washington D.C. during March and requested that Mr. Kinney provide all pertinent information for them to lobby a radar installation or similar solutions.

**5. SUPPLEMENTAL
BUDGET
APPROPRIATION FOR
SPECIALTY STUDIES**

John Kinney, Airport Director, presented the item in accordance with the Agenda Item Summary. The appropriation would draw \$642,400 from the Airport's operational reserve to procure consultant services for nine separate projects. The operational reserve currently holds \$2.3 million.

Commissioner Williams expressed concern for revenue losses in 2026 related to the runway widening project and requested that more forecasting be conducted when dipping into operational reserves.

Commissioner DiMartino suggested holding off on the branding RFP since the scope of the project may shift based on discussion at the Commission's workshop.

Commissioner DiMartino moved to approve the supplemental budget appropriation as presented. The motion, seconded by Commissioner Stooksbury, carried with all Commissioners present voting in favor thereof.

**6. REVIEW OF AIRPORT
COMMISSION ROLES &
RESPONSIBILITIES**

Item tabled until the March meeting.

**7. AIR TRAFFIC
CONTROL TOWER
PROGRAM UPDATE**

Commissioner Stooksbury moved to go into Executive Session for legal discussion regarding the air traffic control tower program. The motion, seconded by Commissioner Marsh, carried with all Commissioners present voting in favor thereof.



Public Session ended at 4:07

Executive Session began at 4:09 p.m.

Executive Session ended at 4:55 p.m.

Public Session began at 4:55 p.m.

8. BUSINESS FROM None presented.
MEMBERS

ADJOURNMENT Chair Arndt adjourned the meeting at 4:56 p.m.

Respectfully Submitted,

Airport Commission Chair, Jeni Arndt

ORDINANCE NO. 093, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING A MID-YEAR BUDGET APPROPRIATION FROM THE AIRPORT
FUND FOR NORTHERN COLORADO REGIONAL AIRPORT

A. In 1963, the City of Fort Collins and the City of Loveland (the "Cities") agreed to establish a regional general aviation facility and became owners and operators of the Fort Collins-Loveland Municipal Airport, now known as the Northern Colorado Regional Airport (the "Airport").

B. The Airport is operated as a joint venture between the Cities, with each city retaining 50% ownership interest, sharing equally in policy-making and management, and each assuming responsibility for 50% of the Airport's capital and operating costs.

C. Pursuant to the Amended and Restated Intergovernmental Agreement for the Joint Operation of the Airport dated January 22, 2015, and the First Amendment to the Amended and Restated Intergovernmental Agreement for the Joint Operation of the Airport dated June 7, 2016, (collectively, the "IGA"), the Airport Manager is responsible for preparing the Airport's annual operating budget and submitting it to the Cities for their approval.

D. Under the IGA, the City's share of existing and unanticipated Airport revenue is to be held and disbursed by the City of Loveland as an agent on behalf of the Cities, since the City of Loveland provides finance and accounting services for the Airport.

E. The Airport Manager has submitted for City Council consideration of a supplemental appropriation request totaling \$642,400, which will utilize Airport reserves.

F. Pursuant to the IGA, the City of Loveland holds on behalf of both Cities the revenues of, and other financial contributions to, the Airport in a fund, which includes unappropriated and unencumbered reserves (the "Airport Fund").

G. This Airport Reserves item is an appropriation for use by the Northern Colorado Regional Airport Commission for discretionary Airport projects, including the following:

1. Air Traffic Control Restroom Facility;
2. Through-the-Fence Framework;
3. Airport Commission Workshop;
4. Capital Improvement Plan (CIP);
5. Comprehensive Financial Plan;
6. Ground Transportation System Plan;
7. Airport Development Plan;
8. Air Service Development Plan; and
9. Brand and Experience Marketing Plan.

H. City Finance staff reviewed the financial statements for the Airport and determined that the requested appropriation of Airport Reserves for this supplemental appropriation meets the required limits set forth in the IGA.

I. In accordance with Article V, Section 8(b), of the City Charter, any expense or liability entered into by an agent of the City on behalf of the City, shall not be made unless an appropriation for the same has been made by the City Council.

J. This appropriation benefits the public health, safety and welfare of the residents of Fort Collins and serves the public purpose of enhancing transportation and economic welfare of the City and its residents.

K. This appropriation will not require additional funding from the Cities and is consistent with the IGA.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that there is hereby appropriated from the Airport Fund the amount of SIX HUNDRED FORTY-TWO THOUSAND FOUR HUNDRED DOLLARS (\$642,400) to be expended in support of the programs and services of the Airport as above.

Introduced, considered favorably on first reading on June 3, 2025, and approved on second reading for final passage on June 17, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 27, 2025

Approving Attorney: Dianne Criswell

Exhibits: None

File Attachments for Item:

13. First 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.

The purpose of this item is to address 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.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Rachel Ruhlen, Transportation Planner, FC Moves

SUBJECT

First 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.

EXECUTIVE SUMMARY

The purpose of this item is to address 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.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on First Reading.

BACKGROUND / DISCUSSION

Shared micromobility is a service that makes bikes, e-bikes, e-scooters, etc. available for rent by the public, typically via a smartphone app, with devices parked in the public right-of-way when not actively rented. Shared micromobility supports mode shift which aligns with goals of Our Climate Future, Active Modes Plan, and Vision Zero Action Plan. It also provides an accessible transportation option for people who do not otherwise have access to a motor vehicle.

However, if unregulated, shared micromobility services can cause problems for cities. Improperly parked shared micromobility devices can be obstacles in sidewalks, ADA curb ramps, and other paths. Other communities have faced abandoned systems and unresponsive, absent providers, leaving obstacles and unsightly clutter and an unusable system.

As a Platinum level Bicycle Friendly Community and with a Platinum level Bicycle Friendly University (the highest level awarded to any city and university in the nation), Fort Collins is a leader in micromobility and a model to other communities. Fort Collins adopted shared micromobility in 2016 starting with station-based bike share (Pace) and adding dockless e-scooters in 2019 (Bird). Since 2021, dockless shared e-scooters and e-bikes services in Fort Collins have been combined into a single services contract for shared micromobility services provided by the same vendor (Spin). FC Moves has managed these programs in partnership with Colorado State University (the University) and the vendors.

In 2022, FC Moves surveyed shared micromobility riders, who cited “fast”, “fun”, and “reliable” as benefits of the service. Additionally, the current vendor provides discounted shared micromobility services for riders

with low income, and a survey of those riders found that 20% live with a disability (compared to 6% of the general population). Survey results also indicated that many riders receiving the discount rely on shared micromobility services.

Currently, the regulation of shared micromobility services under City Code is unclear. There are no Code requirements specific to shared micromobility services, and it's unclear whether the outdoor vendor license requirements (under Chapter 15) or the encroachment permit requirements (under Chapter 23) apply to shared micromobility operations. The lack of clear regulation puts the City at risk for unregulated shared micromobility vendors, who are unresponsive and allow riders to park shared micromobility devices improperly. It also could hinder the City-University coordination that is essential to a thriving shared micromobility program in Fort Collins.

Creating a clear regulatory framework for shared micromobility operators is in the City's best interest in order to ensure that operators adhere to City standards, promote City goals for mode shift and safety, and protect the public right-of-way. FC Moves staff has determined the best way for the City to promote a fair operating environment for all residents, visitors, and persons offering shared micromobility services in Fort Collins is to establish a clear regulatory framework under City Code, requiring a services contract with the City in order to operate any shared micromobility service in Fort Collins. The Active Modes Advisory Board supports this regulatory framework.

The City has had great success in using services contracts to manage shared micromobility services currently being operated in Fort Collins. The contract with the City's current shared micromobility vendor establishes expectations and requirements for the vendor to facilitate collaboration with staff. Requirements include responsiveness, communications, and data sharing, and the result has been a strong partnership with the vendor in which staff have an active role in communicating with residents and finding opportunities to improve the program.

This Ordinance will require any shared micromobility services operating in Fort Collins to have a services contract with the City. Additionally, the Ordinance will also clarify that shared micromobility services that have so contracted with the City need not also obtain a separate outdoor vendor license or encroachment permits for such operations, since all necessary requirements would be addressed in the services contract.

CITY FINANCIAL IMPACTS

None.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

Staff presented the proposed Code changes to establish a regulatory framework to the Active Modes Advisory Board at their regular meeting on May 19, 2025. The Board unanimously agreed to recommend approval of the proposed Code changes. Minutes for this meeting are not yet available.

PUBLIC OUTREACH

None.

ATTACHMENTS

1. Active Modes Advisory Board May 2025: Agenda Excerpt, Memo, and Memo Attachment
2. Ordinance No. 094, 2025

AGENDA

CITY OF FORT COLLINS • BOARDS AND COMMISSIONS



Item 13.

Active Modes Advisory Board

REGULAR MEETING

May 19, 2025 – 6:00 to 8:00 p.m.
281 N College Ave.
Zoom – See Link Below

Participation for this Active Modes Advisory Board Meeting will be in person at 281 N College Ave.

You may also join online via Zoom, using this link:

<https://us06web.zoom.us/j/88164942985?pwd=6lTv5XeAgdPAlt2Xb3K4zJEXbebgrG.1>

Online Public Participation:

The meeting will be available to join beginning at **5:55 p.m., March 17, 2025**. Participants should try to sign in prior to the 6:00 p.m. meeting start time, if possible. For public comments, the Chair will ask participants to click the "Raise Hand" button to indicate you would like to speak at that time. Staff will moderate the Zoom session to ensure all participants have an opportunity to address the Board or Commission.

To Participate:

- Use a laptop, computer, or internet-enabled smartphone. (Using earphones with a microphone will greatly improve your audio).
- You need to have access to the internet.
- **Keep yourself on muted status.**

Provide Comments Via Email

Individuals who are uncomfortable or unable to access the Zoom platform or participate by phone are encouraged to participate by emailing comments to lnagle@fcgov.com at least 24 hours prior to the meeting. If your comments are specific to any of the discussion items on the agenda, please indicate that in the subject line of your email. Staff will ensure your comments are provided to the Active Modes Advisory Board.

1. CALL TO ORDER

2. ROLL CALL

3. AGENDA REVIEW

4. PUBLIC PARTICIPATION (3 min per participant)

5. APPROVAL OF MINUTES

6. UNFINISHED BUSINESS

- Memo to Council re: Strategic Trails Plan (review draft) | Bruce Henderson (15 minutes) (ACTION)**

AGENDA

CITY OF FORT COLLINS • BOARDS AND COMMISSIONS



Item 13.

Active Modes Advisory Board

REGULAR MEETING

7. NEW BUSINESS

- a. **Revisit of shared micromobility regulatory framework** | Rachel Ruhlen **(15 min)** (ACTION)
- b. **Northern Front Range Metropolitan Planning Organization's 2025 Coordinated Public Transit Human Services Transportation Plan** | Aaron Hull **(30 min)** (INFORM, INPUT)
- c. **Restructuring Board Member Reports** | Kat Steele **(5 min)** (INFORM, INPUT)

8. BOARD MEMBER REPORTS

- a. Kat Steele

9. STAFF LIASON REPORT

- a. [Council Six Month Agenda Planning Calendar](#)
- b. June: Bike Month in Colorado

10. ADJOURNMENT

MEMORANDUM

Date: May 19, 2025
To: Active Modes Advisory Board
From: Rachel Ruhlen, Transportation Planner
Subject: Shared Micromobility Code Changes

BOTTOM LINE

We are seeking an updated recommendation from the Active Modes Advisory Board on establishing a regulatory framework for shared micromobility services.

BACKGROUND

On November 18, 2024, the Active Modes Advisory Board recommended requiring shared micromobility services to have a permit and enter into a contract with the City of Fort Collins in order to operate in the City, because the issue was to be considered by City Council soon after. However, the item was re-worked internally and rescheduled for Council consideration.

Staff revised the ordinance to require shared micromobility services to have a services contract with the City but would not require services to obtain a separate outdoor vendor license or encroachment permits for such operations, since all necessary requirements would be addressed in the services contract.

Because the November recommendation from the Active Modes Advisory Board recommended requiring a contract and a permit, we are seeking an updated recommendation aligned with the proposed ordinance language requiring a contract but not a permit (see attachment).

NEXT STEPS

Sample motion: "I move that the Active Moves Advisory Board recommend that Council adopt the proposed Code changes to establish a regulatory framework for shared micromobility services operating in the City of Fort Collins as presented in the materials for this meeting."

City Code Amendments Regarding Shared Micromobility Operations

Section 1. That Section 15-381 of the Code of the City of Fort Collins is amended to read as follows:

Sec. 15-381. Definitions.

The following words, terms and phrases, when used in this Article, shall have the meanings ascribed to them in this Section:

...

Linden Street shall mean that portion of Linden Street bounded on the south by the northern edge of the Walnut Street right-of-way and on the north by the southern edge of the Jefferson Street right-of-way.

Micromobility Device shall mean any motor-powered or human-powered vehicular unit, including, but not limited to, bicycles, electrical assisted bicycles and electric scooters, or similar apparatuses. Low power scooters, golf carts, and motor vehicles, as those devices are defined in the Fort Collins Traffic Code, shall not be considered shared micromobility devices.

Mobile food truck shall mean a motorized wheeled vehicle or towed wheeled vehicle designed and equipped to serve food. Mobile food truck shall include both "hot trucks," upon which food is cooked and prepared for vending, and "cold trucks," from which only commissary-prepared, ready-to-eat or packaged foods in individual servings are handled.

...

Outdoor vendor or *vendor* shall mean any person, whether as owner, agent, consignee or employee, who sells or attempts to sell, or who offers to the public free of charge, any services, goods, wares or merchandise, including, but not limited to, food or beverage, from any outdoor location, except that outdoor vendor shall not include a person who:

...

(10) Vends outdoor transportation services as a public utility under a certificate of public convenience and necessity issued by the Colorado Public Utilities Commission; or

(11) Vends food or catering services at an individual private residence for a private event;
or

(12) Vends shared micromobility services pursuant to § 15-395, below.

...

Outdoor vendor of transportation services shall mean an outdoor vendor (not regulated by the Colorado Public Utilities Commission and not exempt from the definition of *outdoor vendor*) who offers transportation services to the public. *Outdoor vendor of transportation services* shall include, but not be limited to, vendors of valet parking services; transportation services by

pedal power such as pedi-cab or conference bicycle services; horse-drawn carriage rides; or other means of transportation service offered for hire.

...

Ready-to-eat food shall mean food that is edible and that is in the form in which it is reasonably expected to be consumed without further washing, cooking or additional preparation.

Shared micromobility service shall mean a service that makes privately-owned micromobility devices available for use by the public, with the intent that the devices will at times remain in the public right-of-way or other permitted areas when not actively rented or used. This includes all such services, whether or not the micromobility devices are owned and managed as part of a fleet, and whether or not public access is managed through the use of integrated on-board technology or software applications.

Special vending license shall mean a temporary outdoor vendor license issued pursuant to Subsection 15-382(c) below for outdoor vending at an occasional, temporary event located solely on a single private lot when the event does not require the issuance of a special events permit under Chapter 23.5 of this Code, which event may include, without limitation, a food truck rally.

...

Section 2. That Chapter 15, Article XIV of the Code of the City of Fort Collins is amended by the addition of a new Section 15-395 which reads in its entirety as follows:

Sec. 15-395. Shared Micromobility.

(a) The operation of shared micromobility services, as defined in § 15-381 above, within the City of Fort Collins is prohibited unless pursuant to a services contract with the City pursuant to Chapter 8, Article IV of this Code.

(b) Notwithstanding any other provisions of the Code of the City of Fort Collins and any rules and regulations promulgated thereunder, a person operating a shared micromobility service pursuant to a services contract with the City need not obtain any license otherwise required under this Article in order to operate such service.

(c) The operation of shared micromobility services and devices must comply with all applicable provisions of the Fort Collins Traffic Code. A person that owns or operates shared micromobility services is responsible for ensuring all micromobility devices in its fleet are parked in compliance with the Fort Collins Traffic Code when not being actively rented or used.

Section 3. That Section 23-81 of the Code of the City of Fort Collins is amended to read as follows:

Sec. 23-81. Permit required; application.

Any person desiring to place or erect a building, fence, barrier, post or other encroachments within any City-owned property or any street, avenue, alley, sidewalk, highway or public right-of-way in the City shall file a written application for a permit upon a form prepared and provided by the City. The provisions of this Division shall not apply to special events as defined in § 23.5-2 of this Code or to parking spaces as regulated by § 23-61 et seq., above, or to shared micromobility services operated pursuant to § 15-395 of this Code.

ORDINANCE NO. 094, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING CHAPTERS 15 AND 23 OF THE CODE OF THE CITY
OF FORT COLLINS REGARDING THE REQUIREMENTS OF
SHARED MICROMOBILITY OPERATIONS

A. As a Platinum level Bicycle Friendly Community and with a Platinum level Bicycle Friendly University, the City of Fort Collins is a leader in micromobility and a model to other communities.

B. On December 20, 2022, City Council approved Ordinance No. 149, 2022, adopting the Active Modes Plan as a component of City Plan. The Active Modes Plan combines and updates the 2011 Pedestrian Plan and 2014 Bicycle Master Plan and identifies key opportunities to improve access to amenities and transit options, as well as strategies for expanding efforts to build a transportation network that makes it easy and safe to use all transportation modes.

C. Shared micromobility supports mode shift which aligns with goals of the Active Modes Plan as well as Our Climate Future and Vision Zero Action Plan.

D. Shared micromobility also provides an accessible transportation option for people who do not otherwise have access to a motor vehicle.

E. Although shared micromobility services have been present in Fort Collins for nearly a decade, if not longer, the regulation of such services under City Code is currently unclear.

F. The lack of a clear regulatory framework puts the community at risk for problems associated with unregulated shared micromobility services, such as operators that are unresponsive and allow riders to improperly park shared micromobility devices, leaving obstacles and unsightly clutter in the public right-of-way.

G. The lack of a clear regulatory framework also hinders the City's coordination with Colorado State University, which is essential to a thriving shared micromobility program in Fort Collins.

H. Requiring all shared micromobility services in Fort Collins to have a services contract with the City will create a clear regulatory framework for such services and facilitate collaboration between shared micromobility operators and City staff.

I. This Ordinance benefits the public health, safety, and welfare of the residents of Fort Collins and the traveling public and serves the public purpose by promoting City goals of mode shift and safety, protecting the public right-of-way, and providing a fair operating environment for shared micromobility services operating in Fort Collins.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. Section 15-381 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 15-381. Definitions

The following words, terms and phrases, when used in this Article, shall have the meanings ascribed to them in this Section:

...

Micromobility Device shall mean any motor-powered or human-powered vehicular unit, including, but not limited to, bicycles, electrical assisted bicycles and electric scooters, or similar apparatuses. Low power scooters, golf carts, and motor vehicles, as those devices are defined in the Fort Collins Traffic Code, shall not be considered shared micromobility devices.

...

Outdoor vendor or *vendor* shall mean any person, whether as owner, agent, consignee or employee, who sells or attempts to sell, or who offers to the public free of charge, any services, goods, wares or merchandise, including, but not limited to, food or beverage, from any outdoor location, except that outdoor vendor shall not include a person who:

...

(11) Vends food or catering services at an individual private residence for a private event; or

(12) Vends shared micromobility services pursuant to § 15-395, below.

...

Outdoor vendor of transportation services shall mean an outdoor vendor (not regulated by the Colorado Public Utilities Commission and not exempt from the definition of *outdoor vendor*) who offers transportation services to the public. *Outdoor vendor of transportation services* shall include, but not be limited to, vendors of valet parking services; transportation services by pedal power such as pedi-cab or conference bicycle services; horse-drawn carriage rides; or other means of transportation service offered for hire.

...

Shared micromobility service shall mean a service that makes privately-owned micromobility devices available for use by the public, with the intent that the devices will at times remain in the public right-of-way or other permitted areas when not actively rented or used. This includes all such services, whether or not the micromobility devices are owned and managed as part of a fleet, and whether or not public access is managed through the use of integrated on-board technology or software applications.

...

Section 2. Chapter 15, Article XIV of the Code of the City of Fort Collins is amended by the addition of a new Section 15-395 which reads in its entirety as follows:

Sec. 15-395. Shared Micromobility.

(a) The operation of shared micromobility services, as defined in § 15-381 above, within the City of Fort Collins is prohibited unless pursuant to a services contract with the City pursuant to Chapter 8, Article IV of this Code.

(b) Notwithstanding any other provisions of the Code of the City of Fort Collins and any rules and regulations promulgated thereunder, a person operating a shared micromobility service pursuant to a services contract with the City need not obtain any license otherwise required under this Article in order to operate such service.

(c) The operation of shared micromobility services and devices must comply with all applicable provisions of the Fort Collins Traffic Code. A person that owns or operates shared micromobility services is responsible for ensuring all micromobility devices in its fleet are parked in compliance with the Fort Collins Traffic Code when not being actively rented or used.

Section 3. Section 23-81 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 23-81. Permit required; application.

Any person desiring to place or erect a building, fence, barrier, post or other encroachments within any City-owned property or any street, avenue, alley, sidewalk, highway or public right-of-way in the City shall file a written application for a permit upon a form prepared and provided by the City. The provisions of this Division shall not apply to special events as defined in § 23.5-2 of this Code or to parking spaces as regulated by § 23-61 et seq., above, or to shared micromobility services operated pursuant to § 15-395 of this Code.

Introduced, considered favorably on first reading on June 3, 2025, and approved on second reading for final passage on June 17, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 27, 2025
Approving Attorney: Madelene Shehan
Exhibits: None

File Attachments for Item:

14. First 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.

The purpose of this item is to clarify 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.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Ken Zetye, Construction Inspection Manager, Engineering
Brad Buckman, City Engineer, Engineering

SUBJECT

First 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.

EXECUTIVE SUMMARY

The purpose of this item is to clarify 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.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on First Reading.

BACKGROUND / DISCUSSION

This item came from staff working on micromobility updates that needed this clarification for implications that it has with their work. It is primarily to clarify that the types of work requiring a right-of-way contractor license are installing or repairing any sidewalk, curb, gutter, driveway, curb cut, street alley, or other improvements in or under a public right-of-way.

CITY FINANCIAL IMPACTS

None.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

1. Ordinance No. 095, 2025

ORDINANCE NO. 095, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING SECTION 15-361 OF THE CODE OF THE CITY OF
FORT COLLINS TO CLARIFY RIGHT-OF-WAY CONTRACTOR
LICENSING REQUIREMENTS

A. Article XIII of Chapter 15 of the City Code describes licensing requirements for right-of-way contractors.

B. Section 15-361 of the City Code specifies when a right-of-way contractor license is required.

C. The right-of-way contractor license requirements are intended to apply to those performing construction, installations, repairs, or work of a similar nature in the public right-of-way.

D. However, as currently written, Section 15-361 states that such license is required to perform “work of any kind in the public right-of-way,” which could be read to include many types of services, such as outdoor vendors or shared micromobility operations.

E. This Ordinance amends Section 15-361 to clarify the types of work for which a right-of-way contractor license is required.

F. This Ordinance also removes extraneous language from Section 15-361, which is already covered by the definition of “person” under City Code Section 1-2.

G. These updates further the City’s and the public’s interest by helping provide clarity for businesses seeking to operate in the public right-of-way and allowing for a more fair and equitable application of the law.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that Section 15-361 of the Code of the City of Fort Collins is hereby amended as follows:

Sec. 15-361. - License required.

It shall be unlawful for any person, ~~company, corporation, partnership, joint venture, limited liability company or other association (hereinafter referred to as person)~~ (1) to perform or contract to perform work of any kind in the public right-of-way without first obtaining a license to perform such work, or (2) to perform work in any category described in § 15-365 without first obtaining an endorsement as provided therein for the specific category of work sought to be performed. It shall be unlawful for any person to perform or contract to perform work on any utility which is or will be owned or maintained by the City or which will connect to and become a part of a City-owned or -maintained utility,

whether located in the public right-of-way or in an easement, without first obtaining a license and endorsement to perform such work.

As used in this Article, *work* shall mean constructing, installing, altering 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.

Introduced, considered favorably on first reading on June 3, 2025, and approved on second reading for final passage on June 17, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 27, 2025
Approving Attorney: Madelene Shehan
Exhibits: None

File Attachments for Item:

15. First 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.

The purpose of this item is to authorize 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).

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Ralph Campano, Real Estate Services Manager
Raime Lanham, Real Estate Specialist
Jonathan Piefer, Lead Real Estate Specialist
Tawnya Ernst, Lead Natural Areas Specialist
Ken Sampley, Stormwater Director

SUBJECT

First 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.

EXECUTIVE SUMMARY

The purpose of this item is to authorize 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).

STAFF RECOMMENDATION

Staff recommend adoption of the Ordinance on First Reading.

BACKGROUND / DISCUSSION

The Property

The land known as Rigden Reservoir was acquired by the City's Utilities Department for water storage purposes from Cottonwood Land & Farms, LLC by that certain Special Warranty Deed dated February 11, 2014, recorded at Reception No. 20140008160, Clerk and Recorder's Records, Larimer County, Colorado.

Although most of the lands surrounding Rigden Reservoir are currently managed by the Natural Areas Department as part of Arapaho Bend Natural Area, the Easements are located entirely within the Foothills Basin Outlet Channel (the "Channel"), which is a part of the City's Stormwater Infrastructure. The City's Natural Areas Department does have an interest in a portion of the water stored in Rigden Reservoir and maintenance responsibilities for portions of the Property per a City inter-department agreement. However, no dedicated Natural Areas funds were used to purchase the Channel nor are dedicated Natural Areas funds used to maintain the Channel. Accordingly, the Easements are not subject to the traditional easement policy of the City of Fort Collins Natural Areas and Conserved Lands Easement Policy.

The Project

This project (the “Project”) is proposed by Larimer County to address the effects of increased traffic on an area of East Horsetooth Road located between Ziegler Road and Strauss Cabin Road (the “Subject Road”), being a gravel road that experiences ponding, degradation, and improper drainage. The terrain in this area is notably flat, which hinders proper water drainage to the east, leading to road degradation and long-term maintenance challenges due to ponding. Although Larimer County plans to address the increased traffic issues by improving the Subject Road, such improvements will decrease roadway permeability and increase stormwater runoff into adjacent properties.

To mitigate the increased stormwater runoff, Larimer County intends to regrade the roadside ditches to enhance water flow and capacity and to ultimately direct part of the stormwater runoff from the Subject Road into the Channel via the installation of two 18 inch corrugated steel pipe culverts, squash pipes, rip-rap, and related improvements (the “Improvements”) within the Easements, as shown in the attached Exhibit(s).

The Channel is a component of the public stormwater infrastructure that discharges floodwater from Fossil Creek Reservoir Inlet Ditch into the Cache de la Poudre River. Although the drainage pattern will be modified with the addition of the two new culverts, the proposed changes will not substantially alter the existing conditions because the peak flows through each of the two proposed culverts are estimated to be approximately 2.4 cubic feet per second (CFS) and 3.6 CFS for the 25-year and 100-year flooding events, respectively, being well within the remaining capacity of the Channel. The Channel was originally designed to accommodate a flow of 860 CFS, and a 2020 analysis indicated that a remaining capacity of 337 CFS was still available within the Channel.

The Easements

To complete the Project, Larimer County has requested that the City convey two (2) Temporary Construction Easements (the “TCEs”) totaling 0.032 acres, more or less, and two (2) Permanent Easements (the “PEs”) totaling 0.028 acres, more or less, for the construction, maintenance, and operation of the Improvements.

All damaged landscaping located within the boundaries of the Easements shall be replaced as part of the Project, and no trees will be damaged or removed as part of the Project.

Alternative Location Analysis

No alternative location was considered due to the nature of the Project.

Temporary Permit

Please note that representatives of Larimer County have recently contacted City staff regarding flooding issues in this area, and that the City staff have recommended that the City Manager execute a temporary revocable permit upon passage on first reading so that Larimer County may begin construction activities pursuant to the presumed risk and assumptions that this Ordinance is passed.

CITY FINANCIAL IMPACTS

Aside from staff time, there is no cost to the City associated with the TCEs or PEs. However, City Staff estimates the fair market value of the Easements to total \$1,290, being itemized as follows (the “Property Values”):

1. Permanent Easements - \$1,149
2. Temporary Construction Easements - \$141

The Property Values for the Easements will be charged to Larimer County upon execution and delivery of the conveyance documents.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

Review and approval by the Water Commission was not required per Utilities as this is a low-level change to capacity of the Channel.

PUBLIC OUTREACH

None.

ATTACHMENTS

1. Ordinance No. 096, 2025

ORDINANCE NO. 096, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING THE CONVEYANCE OF TWO TEMPORARY
CONSTRUCTION EASEMENTS AND TWO PERMANENT
CONSTRUCTION EASEMENTS ON A PORTION OF RIGDEN
RESERVOIR TO LARIMER COUNTY FOR CONSTRUCTION OF
STORMWATER INFRASTRUCTURE IMPROVEMENTS FOR
COUNTY ROAD 40

A. Larimer County seeks to make improvements to East Horsetooth Road between Ziegler Road and Strauss Cabin Road. These improvements will increase stormwater runoff on to the City's Rigden Reservoir property (the "Property"). To mitigate the increased stormwater runoff and existing localized flooding issues, Larimer County intends to regrade the roadside ditches to enhance water flow and capacity and to ultimately direct part of the stormwater runoff from East Horsetooth Road into the Foothills Basin Outlet Channel via the installation of two 18-inch corrugated steel pipe culverts, squash pipes, rip-rap, and related improvements (the "Improvements").

B. To allow for the installation of the Improvements across the Property, the City, through this Ordinance, authorizes the conveyance of two temporary construction easements (the "TCE") totaling 0.032 acres, more or less, and two permanent easements (the "PE") totaling 0.028 acres, more or less, for the construction, maintenance, and operation of the Improvements (together, the "Easements").

C. A map of the area and the location of the Improvements is attached hereto as Exhibit A. A draft of the PE is attached hereto as Exhibit B. A draft of the TCE is attached hereto as Exhibit C.

D. The City has estimated the fair market value of the PE is \$1,149. The City has estimated the fair market value of the TCE is \$141. The City will sell the Easements for fair market value.

E. The Easements will be located on the Property, which was purchased partially by the City's stormwater utility in 1989 (see Larimer County Reception No. 89021018) and partially by the City's water utility in 2014 (see Larimer County Reception No. 20140008160). While the City's Natural Areas Department has an interest in a portion of the water stored on the Property and maintenance responsibilities for portions of the Property per a City inter-department agreement, no dedicated Natural Areas funds were used to purchase the portion of the Property that will be encumbered by the Easements nor are dedicated Natural Areas funds used to maintain the portion of the Property that will be encumbered by the Easements.

F. Section 23-111 of the City Code authorizes the City Council to sell, convey or otherwise dispose of any interests in real property owned by the City, provided the City Council first finds, by ordinance, that such sale or other disposition is in the best interests of the City. For property acquired by the City's water or utility systems, the City Council

must also find that the disposition will not materially impair the viability of the particular utility system as a whole and that it will be for the benefit of the citizens of the City.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. The City Council finds that granting the Easements on the terms and conditions described herein is in the best interests of the City. The City Council further finds that granting the Easements will not materially impair the viability of the City's water utility as a whole or the City's stormwater utility system as a whole and that it will be for the benefit of the citizens of the City.

Section 2. That the City Council hereby authorizes the Mayor to execute the Permanent Easements substantially in the form attached hereto as Exhibit B and the Temporary Construction Easements in the form attached hereto as Exhibit C with such modifications or additional terms and conditions as the City Manager, in consultation with the City Attorney, determines are necessary or appropriate to protect the interests of the City or effectuate the purposes of this Ordinance.

Introduced, considered favorably on first reading on June 3, 2025, and approved on second reading for final passage on June 17, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 27, 2025
Approving Attorney: Ted Hewitt

Exhibits:
Exhibit A – Larger Parcel Map
Exhibit B – Permanent Easements
Exhibit C – Temporary Construction Easements

Exhibit A
Larger Parcel Map, Property Description, and Culvert Locations
(Page 1 of 2)

Parcels 8728400901 and 8728400902

A parcel of land being part of the Southwest ¼ of Section 27 and part of Section 28, both in Township 7 North, Range 68 West of the Sixth Principal Meridian, County of Larimer, State of Colorado, and being more particularly described as follows:

COMMENCING at the South ¼ corner of said Section 28 and assuming the West line of the East Half of said Section 28 being monumentalized by a #6 rebar with a 3 ¼" diameter aluminum cap stamped "LS20???, 1994" at the South end and by a #6 rebar with a 3 ¼" diameter aluminum cap stamped "LS20685, 1994" at the North end, as bearing North 00°13'41" West, being a Grid Bearing of the Colorado State Plane Coordinate System, North Zone, North American Datum 1983/2007, a distance of 5273.68 feet, with all other bearings contained herein relative thereto:

THENCE North 00°13'41" West along the West line of the East ½ of said Section 28 a distance of 535.34 feet to the POINT OF BEGINNING;

THENCE North 35°02'30" West, departing from the West line of the East ½ of said Section 28, a distance of 74.27 feet;

THENCE North 30°25'11" West a distance of 283.52 feet;

THENCE North 29°45'20" West a distance of 461.31 feet;

THENCE North 19°48'54" West a distance of 318.67 feet;

THENCE North 55°18'41" East a distance of 193.85 feet;

THENCE North 52°11'31" East a distance of 202.55 feet;

THENCE North 45°01'03" East a distance of 138.44 feet;

THENCE North 29°47'55" East a distance of 115.89 feet;

THENCE North 12°00'34" East a distance of 130.52 feet;

THENCE North 00°26'13" East a distance of 1083.89 feet;

THENCE North 31°24'00" East a distance of 57.61 feet to the Southwesterly Right-Of-Way line of the Great Western Railway Company, said Southwesterly Right-of-Way line being 50 feet, as measured at a right angle, Southwesterly of and parallel with the centerline of the main track of said Great Western Railway Company;

THENCE South 56°58'18" East along said Southwesterly Right-of-Way line a distance of 4095.79 feet to a Southeasterly corner of that Drainage Easement described in that Deed of Drainage Easement document recorded March 13, 2007 as Reception No. 20070018907 of the records of the Larimer County Clerk and Recorder;

THENCE South 33°01'42" West along the Southeasterly line of said Drainage Easement a distance of 118.43 feet to a Southeasterly corner of said Drainage Easement;

THENCE South 58°16'12" West a distance of 385.56 feet to the Northwesterly corner of that parcel of land described in that Quit Claim Deed recorded February 17, 1976 in Book 1685, Page 833 of the records of the Larimer County Clerk and Recorder;

The following 3 courses and distances are along the Westerly lines of that parcel of land described in said Quit Claim Deed:

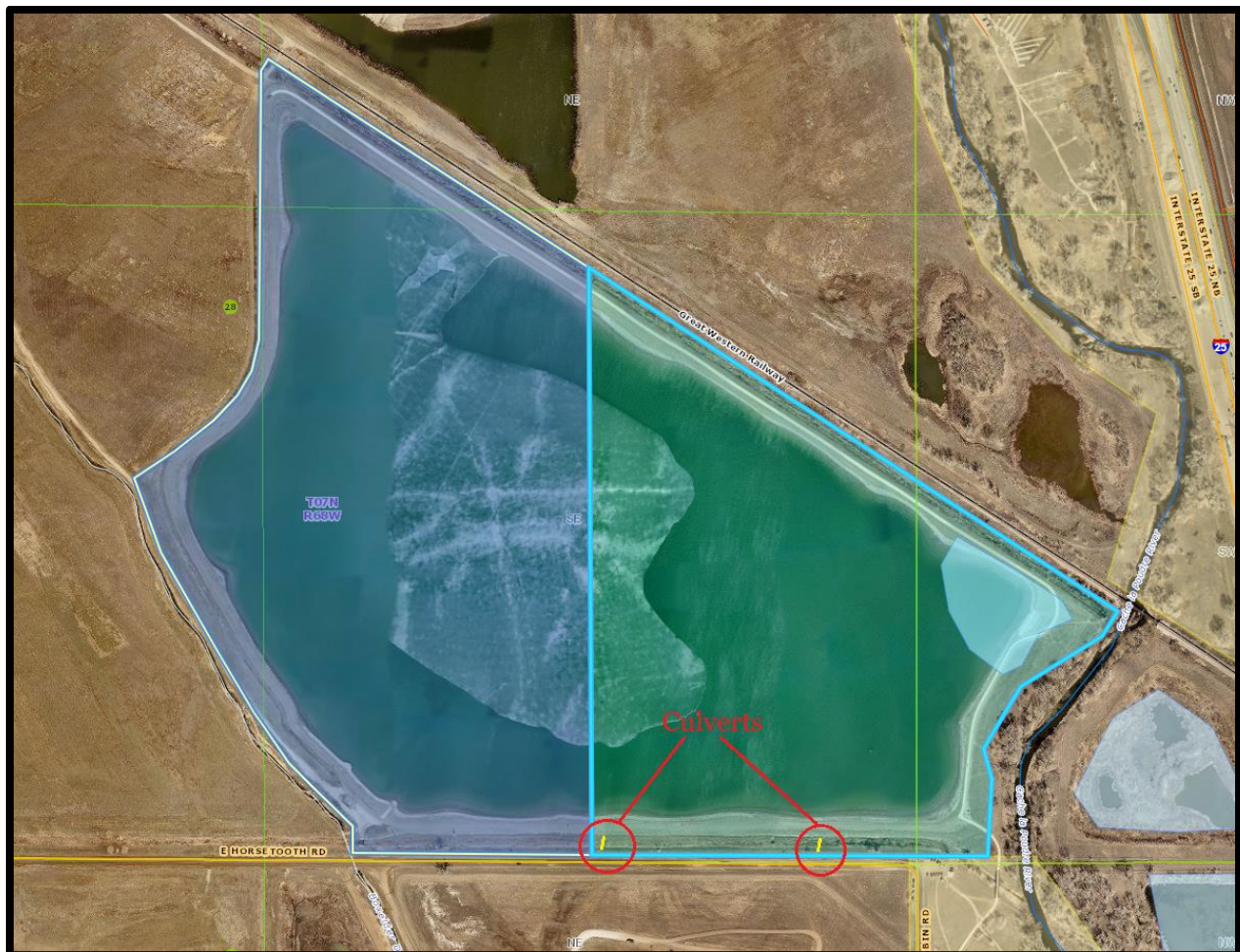
THENCE South 30°54'18" West a distance of 293.08 feet;

Exhibit A
Larger Parcel Map, Property Description, and Culvert Locations
(Page 2 of 2)

THENCE South $15^{\circ}00'42''$ East a distance of 125.41 feet;
 THENCE South $02^{\circ}40'18''$ West a distance of 311.94 feet to the North Right-of-way line of Horsetooth Road, said North Right-of-way line being 30 feet, as measured at a right angle, North of and parallel with the South lines of said Sections 27 and 28;
 The following 2 courses and distances are along said North Right-of-way line of Horsetooth Road:

THENCE South $89^{\circ}41'26''$ West a distance of 285.16 feet;
 THENCE North $89^{\circ}39'32''$ West a distance of 2280.22 feet;
 THENCE North $00^{\circ}00'00''$ East a distance of 110.06 feet;
 THENCE North $46^{\circ}36'26''$ West a distance of 232.41 feet;
 THENCE North $44^{\circ}01'50''$ West a distance of 131.65 feet;
 THENCE North $35^{\circ}02'30''$ West a distance of 174.75 feet to the POINT OF BEGINNING.

Said parcel of land contains 164.876 acres, more or less.



PERMANENT EASEMENT
(City Property)

Grantor: City of Fort Collins, Colorado, a municipal corporation

Grantor Signing Authority and Title: Jenni Arndt, Mayor

Grantor Mailing Address: Real Estate Services, P.O. Box 580, Fort Collins, Colorado 80522

Grantor Phone Number/Email: 970-221-6211 / RealEstateServices@fcgov.com

Grantee: Board of County Commissioners of Larimer County, Colorado

Grantee Signing Authority and Title: John Kefalas, Chair

Grantee Mailing Address: PO Box 1190, Fort Collins, CO 80521

Grantee Phone Number/Email: 970-498-5710 / jcore@larimer.org

Effective Date: July 1, 2025

Consideration: \$1,149.00

Easement Improvements: Drainage Improvements, including two (2) eighteen (18) inch corrugated steel pipe culverts, squash pipes, rip-rap, and related improvements

Easement Appurtenant to Grantee's Property? ☐ Y ☒ N: If yes, see **Exhibit C**.

Special Restoration Requirements? ☐ Y ☒ N: If yes, see **Exhibit D**.

Exhibits [check all that apply]:

☒ **Exhibit A – Grantor's Property** (number of pages): 1

☒ **Exhibit B – Easement Area** (number of pages): 4

☐ **Exhibit C – Grantee's Property** (number of pages):

☐ **Exhibit D – Special Restoration Requirements** (number of pages):

All checked exhibits are attached and incorporated into this Conveyance by reference.

This **PERMANENT EASEMENT** (the "Conveyance") is made and entered into on the Effective Date by and between Grantor and Grantee.

1. Grantor's Property. Grantor is the owner of that certain parcel of real property located in Larimer County, Colorado, which is legally described on **Exhibit A** (the "Grantor's Property").

2. Grant of Easement – Consideration. For and in consideration of the covenants and agreements herein set forth, the sum of the Consideration and other good and valuable consideration, the receipt and adequacy of which Grantor acknowledges, Grantor grants, sells, and conveys to Grantee, its successors and assigns, a perpetual, non-exclusive easement (the "Easement") on, over, under, and across the Grantor's Property as described more fully on **Exhibit B**, (the "Easement Area"), for the benefit of Grantee's Property described more fully on **Exhibit C**, if applicable, subject to the conditions and restrictions set forth below. The Easement includes the right of vehicular and pedestrian ingress and egress to the Easement Area, and the right to install, maintain, and use gates in all fences that cross the Easement Area now or in the

future.

3. Purpose and Use of Easement. Grantee may use the Easement to install, access, operate, maintain, repair, reconstruct, relocate, improve, enlarge, replace, inspect, and remove, at any time and from time to time, the Easement Improvements, and for the temporary storage and staging of materials and equipment. Grantor further grants to Grantee:

- The right of ingress to and egress from the Easement Area over and across Grantor's Property by means of any roads and lanes thereon, or as otherwise agreed in writing by Grantor;
- The right to mark the location of the Easement Area by suitable markers set in the ground;
- The right to install temporary fencing and gates for security and safety purposes during construction activities.

After initial installation of the Improvements, if Grantee wishes to relocate or replace the Improvements with any other number or type of similar improvements, either in the original location or at any alternate location or locations within the Easement Area, such improvements must be generally consistent with the intended purposes of the Easement, and Grantee must give Grantor advance notice of any change in the type, number or location of improvements and cannot proceed until Grantor has provided its written consent, which shall not be unreasonably withheld or delayed.

4. Grantor's Rights in Easement Area.

- A. Grantor reserves the right to use the Easement Area for purposes that will not interfere with Grantee's full enjoyment of the rights granted herein, including but not limited to Grantor's right to operate or allow others to operate utility improvements within the Easement Area.
- B. Grantor may plant or maintain permanent trees, shrubs or other plant material in the Easement Area provided that no such plantings may be planted directly over the Easement Improvements. Grantor may install or utilize signs or paths over the Easement Area, and may pave, surface in some other manner, or otherwise improve the Easement Area as Grantor desires. Additionally, Grantor may install permanent buildings or structures over the Easement Area; however, Grantor agrees to remove such structures at its expense if reasonably required for Grantee's access to the Easement Area, and to assume all risk, repair, and maintenance if any damage occurs to these permanent buildings and/or structures as a result of Grantee's use of or activities over or within the Easement Area.

5. Grantee's Obligations Regarding Easement Areas.

- A. All activities by the Grantee on the Easement Area, including access across Grantor's Property, must be carried out in a manner and on a schedule reasonably

expected to minimize disturbance to the natural features of said property, any improvements thereon, and the Grantor's intended purposes therefor.

- B. Grantee must maintain the Easement Improvements in an entirely secure, safe and sanitary condition, and repair the Easement Improvements as necessary to ensure the Easement Improvements do not cause injury or damage to persons or property.
- C. Grantee shall notify Grantor a minimum of one business day prior to performing any construction, maintenance, repair, or other work on or within the Easement Area and shall in advance of any non-emergency work submit a construction plan and schedule to Grantor for approval, which approval shall not be unreasonably delayed or withheld. Grantee will need a Temporary Construction Easement from Grantor if working on Grantor's Property outside of the Easement Area. Notwithstanding these notification requirements, in cases of emergency repair, Grantee shall notify Grantor of the emergency and provide related construction plans and schedules as soon as reasonably practicable.
- D. In the event damage occurs from Grantee's use of or activities over or within the Easement Area or on Grantor's Property, including but not limited to the installation, maintenance, or operation of the Easement Improvements within the Easement Area, Grantee agrees to make such repairs or take such other action as may be necessary to restore the Easement Area and Grantor's Property to a condition comparable to their condition prior to Grantee's activities in the Easement Area, including but not limited to the reseeded and replanting of any disturbed areas in a manner reasonably satisfactory to the Grantor, and the provision of ongoing maintenance of any seeded or planted areas, correction of any subsidence, and restoration of any other improvements or conditions impacted by Grantee's activities, until such time as any such repair and restoration is fully established and stabilized. If applicable, Grantee shall comply with the special restoration requirements on **Exhibit D**.

6. Maintenance of the Easement Area.

- A. Grantor will maintain the surface of the Easement Area (except for the Easement Improvements) in a sanitary condition in compliance with any applicable weed, nuisance or other legal requirements; however, Grantor is not responsible for any conditions directly caused by Grantee's use and occupancy of the Easement Area.
- B. Grantor will not deposit, or permit, or allow to be deposited, earth, rubbish, debris, or any other substance or material, whether combustible or noncombustible, on the Easement Area.

7. As-Built Drawings. Grantee will provide Grantor with as-built drawings accurately depicting the location and nature of the Easement Improvements constructed within the Easement Area no later than thirty (30) days following completion of the Easement Improvements, and no later than thirty (30) days following a change in the type, number or location of the Easement

Improvements, as described in Section 3.

8. Representations of Grantor. Grantor makes no representations or warranties as to lawful ownership of Grantor's Property.

9. Recordation. Grantee will record this Conveyance in the records of the Larimer County Clerk and Recorder and furnish evidence of such recording to Grantor. This Conveyance will not be valid until it is recorded. If this Conveyance has not been recorded with the Larimer County Clerk and Recorder within ninety (90) days of the Effective Date, then this Conveyance will be null and void and have no force and effect whatsoever, and the parties will be relieved of any remaining obligations hereunder as of the date of such termination.

10. Abandonment. Should Grantee fail to construct the Improvements within five (5) years from the date of this Conveyance, or should Grantee permanently discontinue maintaining and using the Easement Improvements within the Easement Area for a period of five (5) years, this shall constitute an abandonment of the Easement, the Easement Improvements, and Grantee's rights under this Conveyance, and the Easement shall automatically terminate, and Grantee shall, at its own sole cost and expense, remove all Easement Improvements from the Easement Area, provided that Grantee shall consult with Grantor in advance of any such removal, and Grantor shall be entitled to require Grantee to leave some or all such Easement Improvements in place. If Grantee removes the Easement Improvements from the Easement Area, Grantee shall carry out such removal consistent with the requirements set forth in Section 5 and restore the Easement Area, at its sole cost and expense, to a condition comparable to its condition just prior to Grantee's removal activities. Grantee shall then execute and record a termination or quitclaim to Grantor of the Easement.

11. Indemnity and Insurance.

- A. Grantee agrees to release and, unless Grantee is a governmental entity, indemnify Grantor, its officers, agents, employees, representatives, successors and assigns from and against all claims that may accrue to Grantee for personal injury, death or property damage resulting from or arising out of Grantee's use of the Easement Area or other activities on Grantor's Property. To the extent permitted by law, and without waiving any of the provision so the Colorado Governmental Immunity Act, Grantee assumes responsibility, as between Grantor and Grantee, for any liability to third parties arising out of Grantee's use of the Easement Area or other activities on Grantor's Property, including but not limited to the construction, installation, operation, repair, and maintenance of improvements within the Easement Area, and for any actions or omissions by Grantee in violation of this Conveyance.
- B. Grantee shall procure, pay for, and keep in full force and effect during the term of this Conveyance a comprehensive policy of general liability insurance covering the Easement Improvements and insuring Grantee in an amount not less than One Million dollars (\$1,000,000.00) covering bodily injury, including death to persons, personal injury, and property damage liability arising out of a single

occurrence. Such coverage must include, without limitation, the insured's liability for property damage, bodily injuries, and death of persons in connection with Grantee's activities in the Easement Area or on Grantor's Property, the operation, maintenance, or use of the Easement Improvements (including acts or omissions of Grantee or of its officers, employees, or agents), and protection against liability for non-owned and hired automobiles. Such coverage must also include coverage for such other risks as are customarily required by private institutional mortgage lenders with regard to property similar in construction, location, and use as the Easement Improvements. All policies of insurance required hereunder must name Grantor as an additional insured and shall contain a provision that the policy or policies cannot be canceled or materially altered either by the insured or the insurance company until fifteen (15) days' prior written notice thereof is given to Grantor. Upon issuance or renewal of any such insurance policy, Grantee shall furnish a certificate of insurance to Grantor. In the event Grantee fails or neglects to maintain, or require its contractor to procure and maintain, as applicable, the insurance required by this paragraph, then Grantor shall have the right, upon giving Grantee reasonable notice of its election to do so, to take out and maintain such insurance at the expense of Grantee, and in such event the cost of such insurance shall be paid for by Grantee promptly upon receipt of an invoice covering such charges.

12. Notices. Any notice or other communication relating to this Conveyance must be in writing and shall be deemed given (i) when delivered personally, or (ii) on the first business day which is three (3) days following mailing by certified mail, return receipt requested and postage prepaid, or (iii) the next business day after sending by a nationally recognized overnight delivery service, and addressed to the party at its respective address on the first page of this Conveyance.

13. Default, Remedies and Litigation Expenses. If a party to this Conveyance is in default in performance of its respective obligations hereunder, the other party has the right to an action for specific performance or damages or both. Prior to proceeding with any such action, the party not in default must first send written notice to the defaulting party specifying the default and affording such party a reasonable period to cure the default. In the event a party defaults in any of its covenants or obligations and the party not in default commences and substantially prevails in any legal or equitable action against the defaulting party, the defaulting party expressly agrees to pay all reasonable expenses of the litigation, including a reasonable sum for attorneys' fees or similar costs of legal representation.

14. Assignment. Grantee may not assign its rights under this Conveyance without the prior written consent of Grantor.

15. Additional Terms and Conditions. Whenever used herein, the singular number includes the plural, the plural the singular, and the use of any gender is applicable to all genders. All the covenants herein contained are binding upon and inure to the benefit of the parties hereto, their personal representatives, successors, and assigns. This Conveyance is to be construed and enforced according to the laws of Colorado, and venue in any proceeding related to this Conveyance shall be in Larimer County, Colorado. If any term of this Conveyance is determined

by any court to be unenforceable, the other terms of this Conveyance shall nonetheless remain in full force and effect; provided, however, that if the severance of any such provision materially alters the rights or obligations of the parties, the parties shall engage in good faith negotiations in order to adopt mutually agreeable amendments to this Conveyance as may be necessary to restore the parties as closely as possible to the initially agreed upon relative rights and obligations.

16. Authority. Each person executing this Conveyance represents and warrants that he or she is duly authorized to execute this Conveyance in his or her individual or representative capacity as indicated.

IN WITNESS WHEREOF, Grantee has hereunder set its hand and seal the day and year written below; and Grantor has caused this Conveyance to be executed by its Mayor, attested to by its City Clerk, and its corporate seal to be hereunto affixed, all pursuant to Ordinance No. _____ 20__, passed on final reading by the City Council of the City of Fort Collins on the _____ day of _____, 20__.

[Signatures on following page(s)]

GRANTOR:

THE CITY OF FORT COLLINS, COLORADO
a municipal corporation

Date

Jeni Arndt, Mayor

ATTEST:

City Clerk

(Printed name)

APPROVED AS TO FORM:

Assistant City Attorney

(Printed name)

GRANTEE ACCEPTANCE:

**Board of County Commissioners of Larimer
County, Colorado**

Date

John Kefalas, Chair

ATTEST:

Signature

(Name, Title)

Exhibit A
Grantor's Property
 (Page 1 of 1)

Description:

164.876 acres, more or less, located in the Southwest Quarter (SW/4) of Section 27 and 28, T7N, R68W, 6th PM, Larimer County, Colorado, being more particularly described in the Special Warranty Deed from Cottonwood Land and Farms, LLC, to the City of Fort Collins, Colorado, dated February 11, 2014, recorded at Reception No. 20140008160, Clerk and Recorder's Records, Larimer County, Colorado.

Location Address:

4109 East Horsetooth Road
 Fort Collins, Colorado 80525

Assessor Parcel Number(s):

8728400901 & 8728400902

Map:

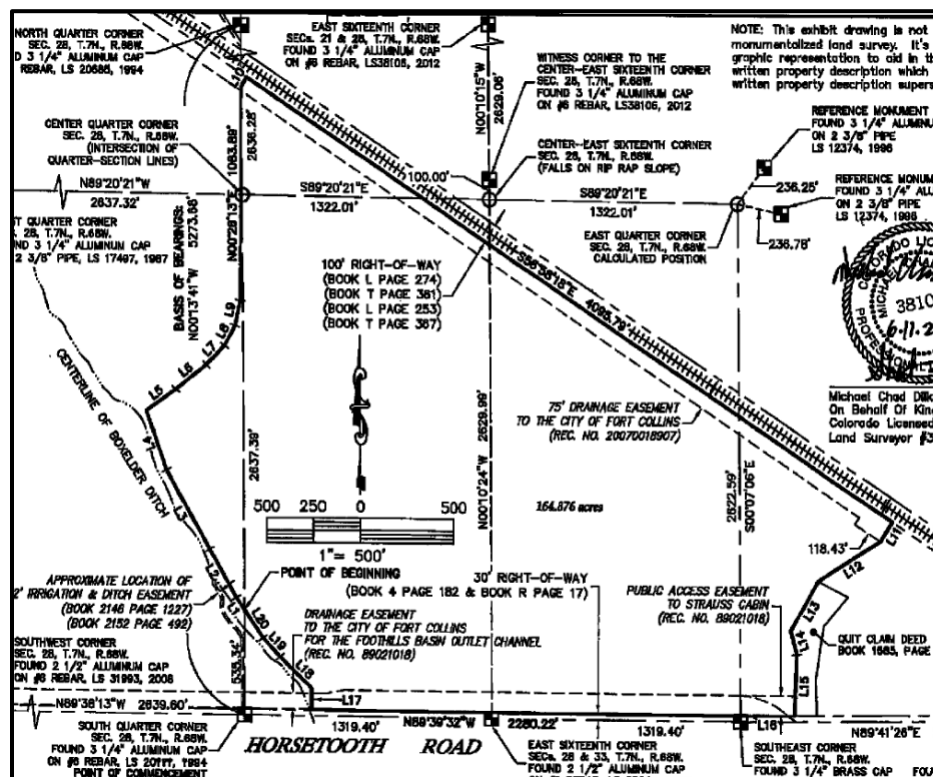


EXHIBIT B

A PERMANENT EASEMENT OVER AND ACROSS A PARCEL OF LAND LOCATED IN THE SE1/4 OF THE SE1/4 OF SECTION 28, TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF LARIMER, STATE OF COLORADO

THE FOLLOWING IS A LEGAL DESCRIPTION FOR A PERMANENT EASEMENT LOCATED IN THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 28, TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M., LARIMER COUNTY, COLORADO, ALSO BEING A PART OF RECEPTION NUMBER 20140008160 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 28, SAID CORNER BEING MARKED BY A 3.25 INCH ALUMINUM CAP ON A #6 REBAR STAMPED P.L.S. 31169, 2019, AND CONSIDERING THE SOUTH LINE OF THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST QUARTER (SE 1/4) OF SAID SECTION 28 TO BEAR N89° 22' 33"W, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

THENCE N89° 22' 33"W, A DISTANCE OF 386.64 FEET TO A POINT ON SAID SOUTH LINE;

THENCE N00° 37' 27"E, A DISTANCE OF 30.00 FEET, MORE OR LESS, TO A POINT ON THE NORTH RIGHT-OF-WAY (R-O-W) LINE OF LARIMER COUNTY ROAD 40 (CR40) PER BOOK R, PAGE 17, SAID POINT ALSO BEING THE POINT OF BEGINNING;

THENCE DEPARTING SAID R-O-W N00° 01' 01"E A DISTANCE OF 62.29 FEET;

THENCE S89° 58' 49"E A DISTANCE OF 10.00 FEET;

THENCE S00° 01' 01"W A DISTANCE OF 62.40 FEET, MORE OR LESS, TO AFORESAID R-O-W;

THENCE ALONG SAID R-O-W N89° 22' 33"W A DISTANCE OF 10.00 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS 0.014 ACRES OR 623.45 SQUARE FEET, MORE OR LESS, AND IS SUBJECT TO ANY EASEMENTS AND RIGHT OF WAYS OF RECORD OR THAT EXIST ON THE GROUND.

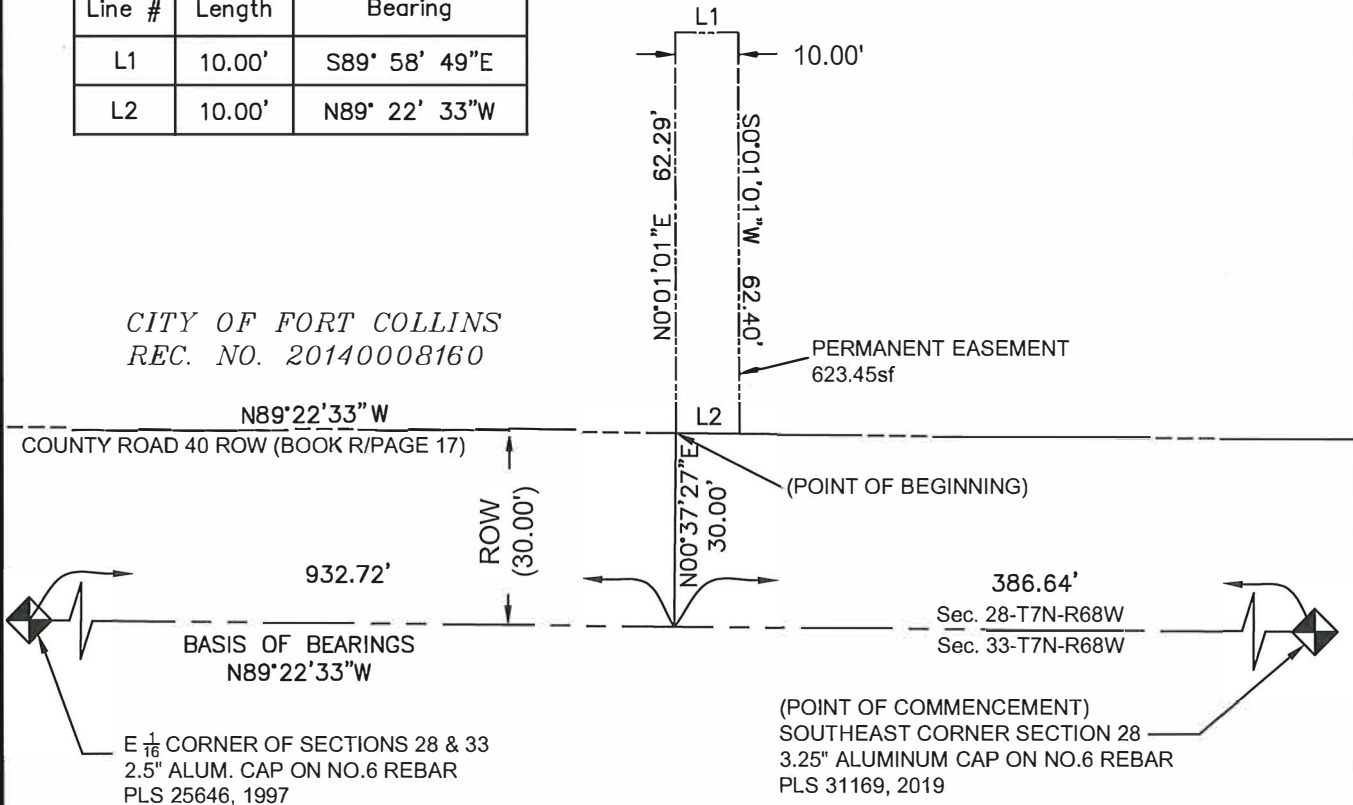


Celine M. Bromley – on behalf of Larimer County
Colorado Licensed Professional Land Surveyor #38779

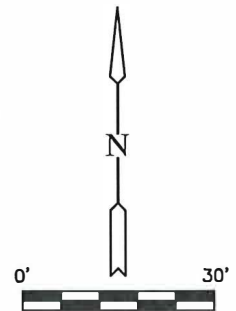
EXHIBIT B

A PERMANENT EASEMENT OVER AND ACROSS A PARCEL OF LAND LOCATED IN THE SE $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 28,
TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF LARIMER, STATE OF COLORADO

Line Table		
Line #	Length	Bearing
L1	10.00'	S89° 58' 49"E
L2	10.00'	N89° 22' 33"W

**LEGEND**

- PROPOSED PERMANENT EASEMENT
- EXISTING RIGHT OF WAY LINE
- SECTION LINE

**ENGINEERING DEPARTMENT**

200 WEST OAK, SUITE 3000
POST OFFICE BOX 1190
FORT COLLINS, COLORADO 80522-1190
(970)498-5700
(970)498-7986 FAX

EXHIBIT B

A PERMANENT EASEMENT OVER AND ACROSS A PARCEL OF LAND LOCATED IN THE SE1/4 OF THE SE1/4 OF SECTION 28, TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF LARIMER, STATE OF COLORADO

THE FOLLOWING IS A LEGAL DESCRIPTION FOR A PERMANENT EASEMENT LOCATED IN THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 28, TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M., LARIMER COUNTY, COLORADO, ALSO BEING A PART OF RECEPTION NUMBER 20140008160 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 28, SAID CORNER BEING MARKED BY A 3.25 INCH ALUMINUM CAP ON A #6 REBAR STAMPED P.L.S. 31169, 2019, AND CONSIDERING THE SOUTH LINE OF THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST QUARTER (SE 1/4) OF SAID SECTION 28 TO BEAR N89° 22' 33"W, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

THENCE N89° 22' 33"W, A DISTANCE OF 1241.22 FEET TO A POINT ON SAID SOUTH LINE;

THENCE N00° 37' 27"E, A DISTANCE OF 30.00 FEET, MORE OR LESS, TO A POINT ON THE NORTH RIGHT-OF-WAY (R-O-W) LINE OF LARIMER COUNTY ROAD 40 (CR40) PER BOOK R, PAGE 17, SAID POINT ALSO BEING THE POINT OF BEGINNING;

THENCE DEPARTING SAID R-O-W N21° 01' 41"E A DISTANCE OF 60.45 FEET;

THENCE S68° 58' 19"E A DISTANCE OF 10.00 FEET;

THENCE S21° 01' 41"W A DISTANCE OF 56.74 FEET, MORE OR LESS, TO AFORESAID R-O-W;

THENCE ALONG SAID R-O-W N89° 22' 33"W A DISTANCE OF 10.67 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS 0.013 ACRES OR 585.95 SQUARE FEET, MORE OR LESS, AND IS SUBJECT TO ANY EASEMENTS AND RIGHT OF WAYS OF RECORD OR THAT EXIST ON THE GROUND.



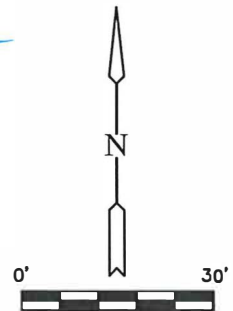
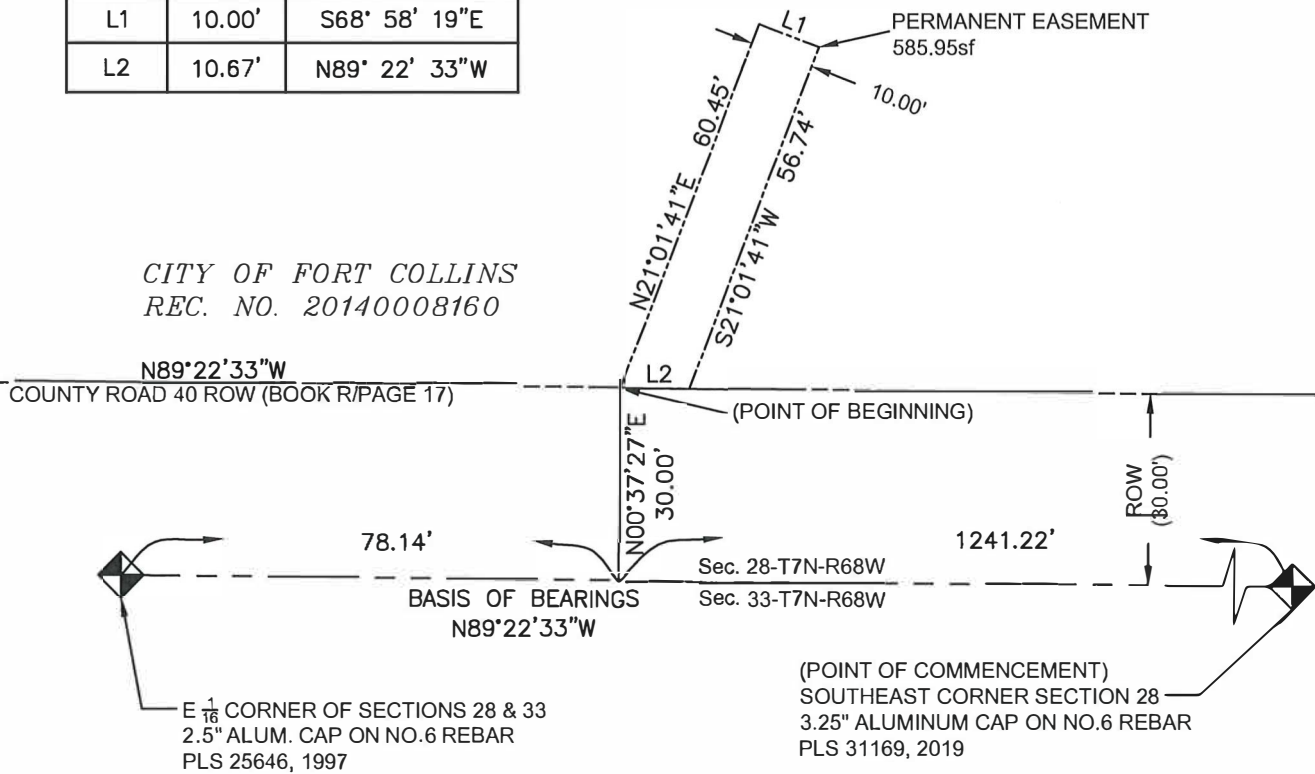
Celine M. Bromley – on behalf of Larimer County
Colorado Licensed Professional Land Surveyor #38779

EXHIBIT B

A PERMANENT EASEMENT OVER AND ACROSS A PARCEL OF LAND LOCATED IN THE SE $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 28,
TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF LARIMER, STATE OF COLORADO

Line Table		
Line #	Length	Bearing
L1	10.00'	S68° 58' 19"E
L2	10.67'	N89° 22' 33"W

CITY OF FORT COLLINS
REC. NO. 20140008160

**ENGINEERING DEPARTMENT**

200 WEST OAK, SUITE 3000
POST OFFICE BOX 1190
FORT COLLINS, COLORADO 80522-1190
(970)498-5700
(970)498-7986 FAX

TEMPORARY CONSTRUCTION EASEMENT (City Property)

Grantor: City of Fort Collins, Colorado, a municipal corporation

Grantor Signing Authority and Title: Jenni Arndt, Mayor

Grantor Mailing Address: C/O Real Estate Services,
P.O. Box 580,
Fort Collins, Colorado 80522

Grantor Phone Number/Email: (970) 221-6211 / RealEstateServices@fcgov.com

Grantee: Board of County Commissioners of Larimer County, Colorado

Grantee Signing Authority and Title: John Kefalas, Chair

Grantee Mailing Address: PO Box 1190, Fort Collins, CO 80521

Grantee Phone Number/Email: 970-498-5710 / jcore@larimer.org

Project: CR 40 Improvement Project, including the installation of certain Drainage Improvements, being two (2) eighteen (18) inch corrugated steel pipe culverts, squash pipes, rip-rap, and related improvements

Effective Date: Date of mutual execution

Expiration Date: One (1) year after the Effective Date

Consideration: \$141.00

Exhibit A – Larger Parcel Description: 1 page

Exhibit B – TCE Area Legal Description and Depiction: 4 pages

This **TEMPORARY CONSTRUCTION EASEMENT** (the “TCE”) is made and entered into by and between Grantor and Grantee on the dates written below, and the above referenced Exhibits A through B are attached to and made a part of this TCE.

1. Grantor’s Property. Grantor is the owner of that certain parcel of real property located in Larimer County, Colorado, which is legally described on **Exhibit A** (the “Larger Parcel”).

2. Grant of Easement. For and in consideration of the covenants and agreements herein set forth, the sum of the Consideration, and other good and valuable consideration, the receipt and adequacy of which Grantor acknowledges, Grantor grants, sells, and conveys to Grantee, its successors and assigns, a temporary construction easement (the “Easement”) on, over, under, and across that certain portion of the Larger Parcel described more fully and depicted on **Exhibit B** (the “TCE Area”), subject to the conditions and restrictions set forth below.

3. Purpose and Use of Easement.

A. During the term of this TCE, Grantee may use the TCE Area for the following temporary activities related to the Project (defined above):

- i. Construction activities;
- ii. Marking the location of the TCE Area by suitable markers set in the ground;
- iii. Storage and staging of materials and equipment;
- iv. Fencing and gates for security and safety purposes;
- v. Ingress and egress to the construction site;
- vi. The right to use existing gates in all fences which now cross or shall hereafter cross the TCE Area.

B. Grantee's use of the Easement is subject to the following:

- i. Grantee may only access the TCE Area from any adjoining public right of way or other legal access point, and Grantee has no right of ingress and egress across any portion of the Larger Parcel not included in the TCE Area;
- ii. If Grantor's main access to the Larger Parcel is located within the TCE Area, Grantee must allow for Grantor's reasonable access to the Larger Parcel;
- iii. All activities by Grantee in the TCE Area must be carried out in a manner and on a schedule reasonably expected to minimize disturbance to the natural features of said property and Grantor's intended purposes and uses therefor; Grantee shall protect all trees located on the Larger Parcel from any damage by Grantee's construction activities;
- iv. Grantee shall restore the TCE Area in accordance with Section 6 below;
- v. Grantee shall provide Grantor notice of the date it intends to commence construction operations for the Project, insofar as said operations pertain to the TCE Area, at least seven (7) calendar days prior to such date, and such notice shall include any construction plans and construction schedule for the Project. Grantee shall coordinate such work in the TCE Area with Grantor;
- vi. All activities by Grantee within the TCE Area must be carried out in a secure and sanitary manner and to prevent injury or damage to persons or property;
- vii. Grantee shall provide Grantor notice of any accident, emergency, or other dangerous or hazardous occurrence in the TCE Area within one calendar day of such occurrence and Grantee must make best efforts to correct or mitigate any such occurrence as soon as practicably possible; and
- viii. Grantee shall not be permitted to enter any portion of any building located within the TCE Area without obtaining the prior written consent of Grantor.

4. Grantor's Rights in the TCE Area. For security and safety, the TCE will be fenced off and access to the TCE by Grantor or any other party is not permitted.

5. Maintenance of the TCE Area. During the term of this TCE, the Grantee will maintain the surface of the TCE Area, specifically limited to any conditions directly caused by Grantee's use and occupancy of the TCE Area or conditions reasonably within Grantee's control. Grantee will not release, or permit, or allow to be released any hazardous or combustible substance or material within the TCE Area.

6. Restoration of TCE Area.

- A. Prior to the Expiration Date, Grantee, in accordance with the requirements of this Section 6, will make such repairs or take such other action as may be necessary to restore the TCE Area to a condition comparable to its condition as of the Effective Date (the “Construction Repairs”), including but not limited to the reseeding and replanting of any disturbed areas, correction of any subsidence, and restoration of any other improvements or conditions impacted by Grantee’s activities.
- B. The Grantee agrees to provide to Grantor a one-year maintenance guarantee and a one-year repair guarantee covering the design, construction, and maintenance of the Construction Repairs (the “Restoration Guarantees”). The Restoration Guarantees shall commence upon the date of the City’s final approval and acceptance of the Construction Repairs, which shall be in writing (the “Final Approval”). Subject to the foregoing, the ownership of the Construction Repairs shall pass to Grantor upon Final Approval.

7. Term. This TCE will commence on the Effective Date and will automatically terminate thirty (30) days after final completion of the Project, but in no event later than the Expiration Date. No extension of this TCE term shall be effective unless an amendment hereto is executed by both parties, and no release or notice of termination shall be required to be filed to evidence the automatic termination of this TCE.

8. No Recordation. The parties agree that this TCE shall not be recorded by either party.

9. Authority. Each person executing this TCE represents and warrants that he or she is duly authorized to execute this TCE in his or her individual or representative capacity as indicated.

10. Representations of Grantor. Grantor makes no representations or warranties as to the lawful ownership of the Larger Parcel.

11. Indemnity and Insurance.

- A. Grantee agrees to release and, unless Grantee is a governmental entity, indemnify Grantor, its officers, agents, employees, representatives, successors, and assigns from and against all claims that may accrue to Grantee for personal injury, death, or property damage resulting from or arising out of the Grantee’s use of the TCE Area or other activities on the Larger Parcel. To the extent permitted by law, and without waiving any of the provision so the Colorado Governmental Immunity Act, Grantee assumes responsibility, as between Grantor and Grantee, for any liability to third parties arising out of Grantee’s use of the Easement Area or other activities on Grantor’s Larger Parcel, including but not limited to the construction, installation, operation, repair, and maintenance of improvements within the TCE Area, and for any actions or omissions by Grantee in violation of this TCE. Nothing shall require Grantee to indemnify Grantor from any claim or liability, including reasonable attorney’s fees and costs, for claims arising from the negligence or willful misconduct of Grantor.

- B. Grantee shall procure, pay for, and keep in full force and effect during the term of the TCE a comprehensive policy of general liability insurance insuring Grantee in an amount not less than One Million Dollars (\$1,000,000.00) covering bodily injury, including death to persons, personal injury, and property damage liability arising out of a single occurrence. Such coverage must include, without limitation, the insured's liability for property damage, bodily injuries, and death of persons in connection with Grantee's activities in the TCE Area or on Grantor's Larger Parcel (including acts or omissions of Grantee or of its officers, employees, or agents), and protection against liability for non-owned and hired automobiles.
- C. All policies of insurance required hereunder must name Grantor as an additional insured and shall contain a provision that the policy or policies cannot be canceled or materially altered either by the insured or the insurance company until fifteen (15) days' prior written notice thereof is given to Grantor. Upon issuance or renewal of any such insurance policy, Grantee shall furnish a certificate of insurance to Grantor.
- D. In the event Grantee fails or neglects to maintain, or require its contractor to procure and maintain, as applicable, the insurance required by this paragraph, then Grantor shall have the right, upon giving the Grantee reasonable notice of its election to do so, to take out and maintain such insurance at the expense of the Grantee, and in such event the cost of such insurance shall be paid for by the Grantee promptly upon receipt of an invoice covering such charges.
12. Notice. Any notice or other communication relating to this TCE must be in writing and shall be deemed given upon actual receipt at the physical or electronic mailing addresses set forth above, which may be amended by providing written notice to the other party.
13. Default, Remedies and Litigation Expenses. If a party to this TCE is in default in performance of its respective obligations hereunder, the other party has the right to an action for specific performance and/or damages. Prior to proceeding with any such action, the party not in default must first send written notice to the defaulting party specifying the default and affording such party a reasonable period to cure the default.
14. Assignment. The Grantee may not assign its rights under this TCE without the prior written consent of the Grantor.
15. Additional Terms and Conditions. Whenever used herein, the singular number includes the plural, the plural the singular, and the use of any gender is applicable to all genders. All of the covenants herein contained are binding upon and inure to the benefit of the parties hereto, their personal representatives, successors, and assigns. The parties agree that this TCE is to be construed and enforced according to the laws of Colorado, and venue for any proceeding relating to the subject matter of this TCE shall be in Larimer County, Colorado. If any term of this TCE is determined by any court to be unenforceable, the other terms of this TCE shall nonetheless remain in full force and effect; provided, however, that if the severance of any such provision materially alters the rights or obligations of the parties, the parties shall engage in good faith negotiations in

order to adopt mutually agreeable amendments to this TCE as may be necessary to restore the parties as closely as possible to the initially agreed upon relative rights and obligations.

16. Final Agreement. This TCE represents the entire understanding and agreement between the parties with respect to the subject matter hereof and supersedes and replaces all previous oral and written representations, understandings, and agreements between the parties pertaining to the subject matter of this TCE.

IN WITNESS WHEREOF, the parties have set their hands and seals on the date(s) written below, but this TCE shall be effective as of the Effective Date; and the Grantor has caused this TCE to be executed pursuant to Ordinance No. ____, 2025, passed on final reading by the City Council of the City of Fort Collins on _____, 2025.

[Signatures on the following page(s)]

GRANTOR:

Date: _____

Jeni Arndt, Mayor

ATTEST:

Delynn Coldiron, City Clerk

APPROVED AS TO FORM:

Ted Hewitt, Assistant City Attorney

ACCEPTANCE BY GRANTEE:

**Board of County Commissioners of Larimer
County, Colorado**

Date: _____

John Kefalas, Chair

ATTEST:

Signature

(Name, Title)

Exhibit A
Larger Parcel
 (Page 1 of 1)

Description:

164.876 acres, more or less, located in the Southwest Quarter (SW/4) of Section 27 and 28, T7N, R68W, 6th PM, Larimer County, Colorado, being more particularly described in the Special Warranty Deed from Cottonwood Land and Farms, LLC, to the City of Fort Collins, Colorado, dated February 11, 2014, recorded at Reception No. 20140008160, Clerk and Recorder's Records, Larimer County, Colorado.

Location Address:

4109 East Horsetooth Road
 Fort Collins, Colorado 80525

Assessor Parcel Number(s):

8728400901 & 8728400902

Map:

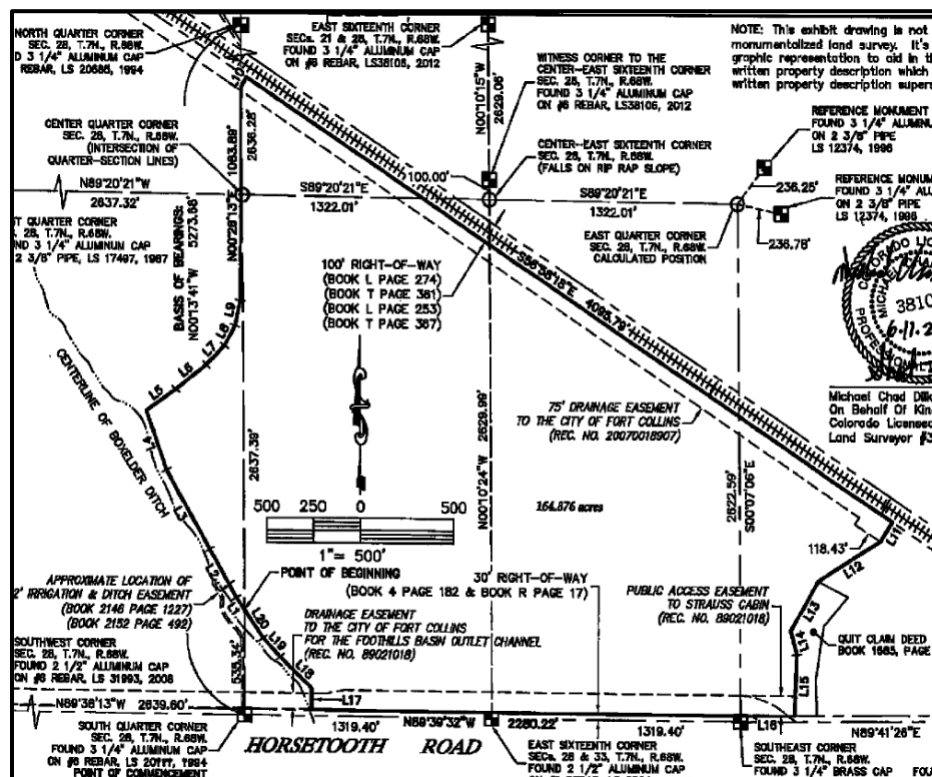


Exhibit B
TCE Legal Description and Depiction
(Page 1 of 4)

A TEMPORARY CONSTRUCTION EASEMENT OVER AND ACROSS A PARCEL OF LAND LOCATED IN
THE SE1/4 OF THE SE1/4 OF SECTION 28, TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M.,
COUNTY OF LARIMER, STATE OF COLORADO

THE FOLLOWING IS A LEGAL DESCRIPTION FOR A TEMPORARY CONSTRUCTION EASEMENT
LOCATED IN THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST QUARTER (SE 1/4) OF
SECTION 28, TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M., LARIMER COUNTY,
COLORADO, ALSO BEING A PART OF RECEPTION NUMBER 20140008160 AND MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 28, SAID CORNER BEING MARKED
BY A 3.25 INCH ALUMINUM CAP ON A #6 REBAR STAMPED P.L.S. 31169, 2019, AND CONSIDERING THE
SOUTH LINE OF THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST QUARTER (SE 1/4) OF SAID
SECTION 28 TO BEAR N89° 22' 33"W, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

THENCE N89° 22' 33"W, A DISTANCE OF 386.64 FEET TO A POINT ON SAID SOUTH LINE;

THENCE N00° 37' 27"E, A DISTANCE OF 30.00 FEET, MORE OR LESS, TO A POINT ON THE NORTH
RIGHT-OF-WAY (R-O-W) LINE OF LARIMER COUNTY ROAD 40 (CR40) PER BOOK R, PAGE 17, SAID
POINT ALSO BEING THE POINT OF BEGINNING;

THENCE N89° 22' 33"W, A DISTANCE OF 5.00 FEET ALONG THE SAID NORTH R-O-W LINE;
THENCE DEPARTING SAID R-O-W N00° 01' 01"E A DISTANCE OF 67.24 FEET;
THENCE S89° 58' 49"E A DISTANCE OF 20.00 FEET;
THENCE S00° 01' 01"W A DISTANCE OF 67.45 FEET, MORE OR LESS, TO AFORESAID R-O-W;
THENCE ALONG SAID R-O-W N89° 22' 33"W A DISTANCE OF 5.00 FEET;
THENCE DEPARTING SAID R-O-W N00° 01' 01"E A DISTANCE OF 62.40 FEET;
THENCE N89° 58' 49"W A DISTANCE OF 10.00 FEET;
THENCE S00° 01' 01"W A DISTANCE OF 62.29 FEET, MORE OR LESS, TO AFORESAID R-O-W AND THE
POINT OF BEGINNING.

SAID TEMPORARY CONSTRUCTION EASEMENT CONTAINS 0.017 ACRES OR 723.45 SQUARE FEET,
MORE OR LESS, AND IS SUBJECT TO ANY EASEMENTS AND RIGHT OF WAYS OF RECORD OR THAT
EXIST ON THE GROUND.

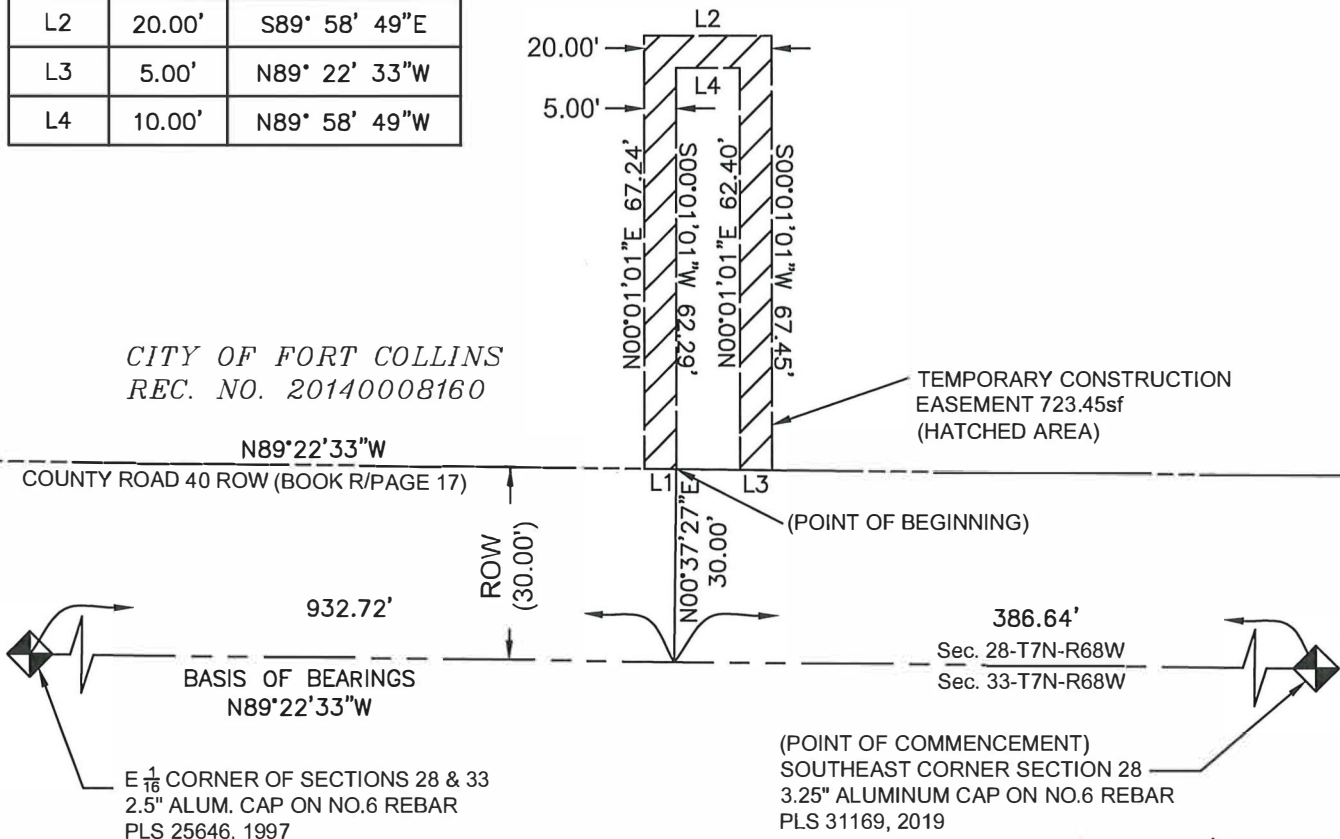


Celine M. Bromley – on behalf of Larimer County
Colorado Licensed Professional Land Surveyor #38779

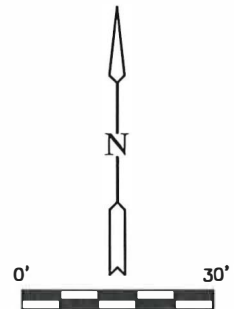
EXHIBIT B

A TEMPORARY CONSTRUCTION EASEMENT OVER AND ACROSS A PARCEL OF LAND LOCATED IN THE SE $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 28, TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF LARIMER, STATE OF COLORADO

Line Table		
Line #	Length	Bearing
L1	5.00'	N89° 22' 33"W
L2	20.00'	S89° 58' 49"E
L3	5.00'	N89° 22' 33"W
L4	10.00'	N89° 58' 49"W

**LEGEND**

- PROPOSED TEMPORARY EASEMENT
- EXISTING ROW
- SECTION LINE



ENGINEERING DEPARTMENT
200 WEST OAK, SUITE 3000
POST OFFICE BOX 1190
FORT COLLINS, COLORADO 80522-1190
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THE FOLLOWING IS A LEGAL DESCRIPTION FOR A TEMPORARY CONSTRUCTION EASEMENT LOCATED IN THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 28, TOWNSHIP 7 NORTH, RANGE 68 WEST OF THE 6TH P.M., LARIMER COUNTY, COLORADO, ALSO BEING A PART OF RECEPTION NUMBER 20140008160 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 28, SAID CORNER BEING MARKED BY A 3.25 INCH ALUMINUM CAP ON A #6 REBAR STAMPED P.L.S. 31169, 2019, AND CONSIDERING THE SOUTH LINE OF THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST QUARTER (SE 1/4) OF SAID SECTION 28 TO BEAR N89° 22' 33"W, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

THENCE N89° 22' 33"W, A DISTANCE OF 1241.22 FEET TO A POINT ON SAID SOUTH LINE;

THENCE N00° 37' 27"E, A DISTANCE OF 30.00 FEET, MORE OR LESS, TO A POINT ON THE NORTH RIGHT-OF-WAY (R-O-W) LINE OF LARIMER COUNTY ROAD 40 (CR40) PER BOOK R, PAGE 17, SAID POINT ALSO BEING THE POINT OF BEGINNING;

THENCE N89° 22' 33"W, A DISTANCE OF 5.34 FEET ALONG THE SAID NORTH R-O-W LINE;

THENCE DEPARTING SAID R-O-W N21° 01' 41"E A DISTANCE OF 67.31 FEET;

THENCE S68° 58' 19"E A DISTANCE OF 20.00 FEET;

THENCE S21° 01' 41"W A DISTANCE OF 59.88 FEET, MORE OR LESS, TO AFORESAID R-O-W;

THENCE ALONG SAID R-O-W N89° 22' 33"W A DISTANCE OF 5.34 FEET;

THENCE DEPARTING SAID R-O-W N21° 01' 41"E A DISTANCE OF 56.74 FEET;

THENCE N68° 58' 19"W A DISTANCE OF 10.00 FEET;

THENCE S21° 01' 41"W A DISTANCE OF 60.45 FEET, MORE OR LESS, TO AFORESAID R-O-W AND THE POINT OF BEGINNING.

SAID TEMPORARY CONSTRUCTION EASEMENT CONTAINS 0.016 ACRES OR 685.95 SQUARE FEET, MORE OR LESS, AND IS SUBJECT TO ANY EASEMENTS AND RIGHT OF WAYS OF RECORD OR THAT EXIST ON THE GROUND.



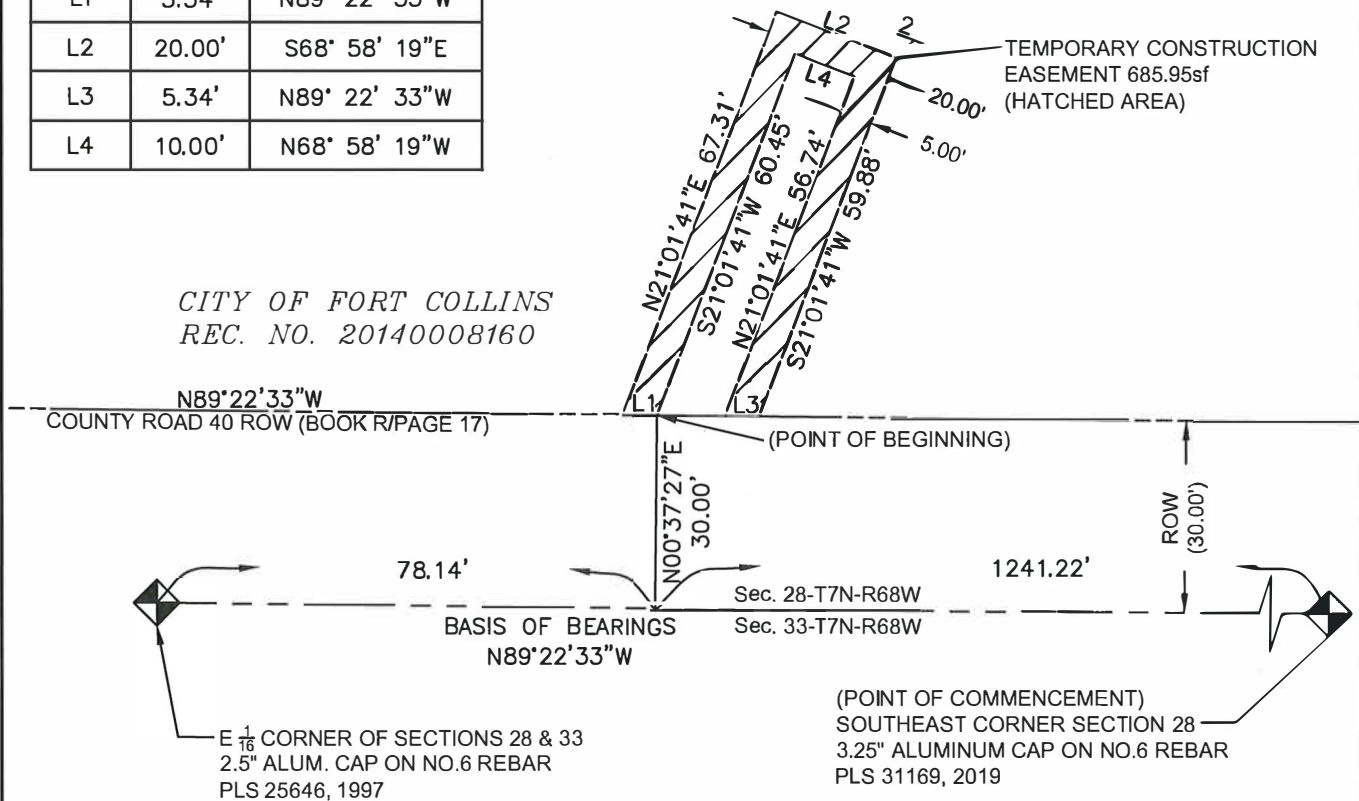
Celine M. Bromley – on behalf of Larimer County
Colorado Licensed Professional Land Surveyor #38779

EXHIBIT B

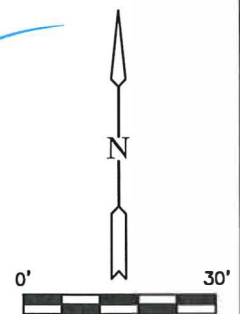
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L3	5.34'	N89° 22' 33"W
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CITY OF FORT COLLINS
REC. NO. 20140008160

**LEGEND**

- PROPOSED TEMPORARY EASEMENT
- EXISTING RIGHT OF WAY LINE
- SECTION LINE

**ENGINEERING DEPARTMENT**

200 WEST OAK, SUITE 3000
POST OFFICE BOX 1190
FORT COLLINS, COLORADO 80522-1190
(970)498-5700
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File Attachments for Item:

16. Items Relating to the Vine Drive and Jerome Street Intersection Improvements Project.

A. Resolution 2025-057 Authorizing the Execution of an Intergovernmental Agreement Regarding a Grant of Funds for Improvements to the Intersection of Vine Drive and Jerome Street Between the City of Fort Collins and the Downtown Development Authority.

B. First 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.

The purpose of these items is to enable 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 items will: 1) authorize the Mayor to execute an Intergovernmental Agreement (IGA) for the Project with the DDA; 2) transfer \$135,200 of Community Capital Improvement Program (CCIP) Bicycle Program funds to the Project; 3) transfer \$67,756.77 of Community Capital Improvement Program (CCIP) Pedestrian Program funds to the Project; 4) appropriate \$293,076 in URA funds to the Project; 5) transfer \$146,472.87 in remaining 2050 Tax – Our Climate Future funds from previous appropriations to the Project; 6) appropriate \$144,000 of DDA grant funds to the Project; 7) appropriate \$4,283.34 in Transportation Capital Expansion Fee (TCEF) funds to the Project; 8) appropriate \$87.42 of Transportation Services Fund reserves to the Project; and 9) 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.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Florian Fiebig, Project Manager, Engineering
Dana Hornkohl, Capital Projects Manager, Engineering

SUBJECT

Items Relating to the Vine Drive and Jerome Street Intersection Improvements Project.

EXECUTIVE SUMMARY

A. Resolution 2025-057 Authorizing the Execution of an Intergovernmental Agreement Regarding a Grant of Funds for Improvements to the Intersection of Vine Drive and Jerome Street Between the City of Fort Collins and the Downtown Development Authority.

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STAFF RECOMMENDATION

Staff recommend adoption of the Resolution and Ordinance on First Reading.

BACKGROUND / DISCUSSION

East Vine Drive and Jerome Street intersect in northeast Fort Collins, just north of the Poudre River Whitewater Park (**Attachment 1**). The City's current [Master Street Plan](#) (adopted December 2023) designates Vine Drive and Jerome Street as two-lane collectors. Jerome is stop-controlled at Vine, and there are no crossing facilities at the intersection. The City's [Active Modes Plan](#) (adopted December 2022)

recommends pedestrian and bicycle crossing improvements at the intersection ([Interactive Web Map](#)). The City's [North College MAX Bus Rapid Transit Plan](#) also recommends a roadway crossing improvement at Vine Drive and Jerome Street as a key improvement to support active mode use in the North College area and improve access to public transportation. The City's [Strategic Trails Plan](#) (in development and scheduled to go before Council for adoption on July 1, 2025) includes a proposed trails map that depicts a trail connection between northeast Fort Collins and the Whitewater Park through this intersection. This regional trail extension was originally identified in the 2013 Paved Recreational Trails Plan and has been carried over through the update of the Strategic Trails Plan.

This intersection is a gateway and connection point between northeast Fort Collins and destinations such as the Whitewater Park, the Poudre River Trail, and Old Town Fort Collins. The City has reviewed recent development proposals in the immediate area of the intersection (**Attachment 2**), and as northeast Fort Collins continues to grow, the number of people walking, biking, and rolling will increase through this intersection. An active modes traffic count and observation study was performed in August of 2024. The following observations were noted during the data collection process, indicating the need for intersection crossing improvements:

- 36% of bicyclists observed cut diagonally through the intersection, crossing the yellow road centerline rather than completing a full turn (see Figure 1)
- 26% of all bicyclists observed riding on the sidewalk
- Wrong way riding in the Vine bike lane to access sidewalk ramp
- Traveling the wrong way in a bike lane
- Pedestrian crossing where no sidewalk exists (see Figure 2)



Figure 1 - Cutting across intersection



Figure 2 - Pedestrian crossing where no sidewalk exists

In June 2021, a person riding a bike was killed in a crash at this intersection ([Bike Fort Collins Ride of Silence 2022](#)). The Active Modes Plan was under development at the time and numerous community engagement comments indicated the need for crossing improvements at this location. In 2022, the City was awarded a 2024 Highway Safety Improvement Program (HSIP) grant to perform crossing improvements at this intersection. The Powerhouse 2 development was going through development review at the time and the developer agreed to contribute funding and construct the improvements as part of their development. The developer approached URA staff to inquire if the URA could participate in helping to fund the crossing improvements; however, grant funds could not be utilized to reimburse the developer for the City's portion of construction costs. Staff proposed utilizing local funding for developer reimbursement and seeking approval from the Colorado Department of Transportation (CDOT) to substitute a new location for the Vine and Jerome HSIP award. CDOT agreed to this proposal. Unfortunately, the Powerhouse 2 development has not moved forward, and the substitute location was ultimately withdrawn from the HSIP award due to significant inflation of construction costs.

In the interim, staff representing FC Moves, Park Planning and Development, Traffic Operations, and Engineering have developed a conceptual proposed plan (**Attachment 3**) to advance the Project and seek additional funding. The conceptual plan includes the following:

1. Two-way pedestrian crossing of Vine Drive on the east side of Jerome Street.
2. Bicycle crossings (northbound and southbound) of Vine Drive on either side of Jerome Street.
3. Rectangular Rapid Flashing Beacons (RRFBs) with push buttons for pedestrians and cyclists.
4. Protected bike corner island on the west side of Jerome Street intended to reduce right turn speeds and protect cyclists waiting to activate the beacon and cross the street.
5. Improved and widened sidepath (trail) on the south side of the intersection (Vine Drive) with Americans with Disabilities Act (ADA) compliant ramps, connecting to the Whitewater Park and Poudre River Trail.
6. Widened sidepath (trail) on the east side of Jerome Street to serve as the northeast trail extension.
7. New striping, signing, and marking of the intersection to safely facilitate pedestrian and bicycle movements.

The Project plan does not include pedestrian improvements on the west side of Jerome Street. There is no existing sidewalk infrastructure on this side of Jerome. New development would be responsible for building this infrastructure. The Project would accommodate this future infrastructure with minimal signing and striping changes.

Portions of the Project site lie within the North College URA, north of Vine Drive and the DDA boundary, south of Vine Drive. Staff went before the URA Board in January 2025 to present the Project and request financial participation in the Project. The URA has agreed to contribute \$293,076 toward the Project. Staff went to the DDA's Director's Meeting in February 2025 to present the Project and request financial participation. The DDA agreed to contribute \$82,659 toward the Project as well as \$61,341 toward urban design elements for the active modes gateway to Old Town. The total DDA contribution is \$144,000, and the DDA and the City have negotiated an IGA to provide the terms of the grant funding.

The remaining Project funding includes traditional transportation capital project funding from CCIP bicycle and pedestrian funds, TCEF, and Transportation Services funds. The Conservation Trust Fund is contributing funding for elements of the northeast trail system included in the Project. Transfers of the 2050 Tax – Our Climate Future funds from two similar and completed active modes related projects (1. Centre Avenue Crossing Improvements and 2. Laporte Avenue Bike Lanes) will also help fund the Project. The Our Climate Future Executive Committee was consulted on these transfers and agrees with the alignment between the original projects and this Project.

Outreach, design, and right-of-way acquisition are scheduled to be completed in 2025. Construction would begin in early 2026.

CITY FINANCIAL IMPACTS

The following table is a summary of the proposed funding appropriation for the Vine Drive and Jerome Street Intersection Improvements project.

The Project funding amount used to calculate the APP program contribution is \$437,076. This is the funding contributed to the Project by the URA and DDA. All other funding sources made their APP contribution as part of their original appropriation. The TCEF and Transportation Services Fund Reserves are for the APP contribution.

Funds to be Appropriated per this Action	
Community Capital Improvement Program (CCIP) Bicycle Program (previously appropriated)	\$ 135,200.00
Community Capital Improvement Program (CCIP) Pedestrian Program (previously appropriated)	\$ 67,756.77
Urban Renewal Authority (URA) Funds	\$ 293,076.00
2050 Tax - Our Climate Future Transfers	\$ 146,472.87
Downtown Development Authority (DDA) Funds - Project	\$ 82,659.00
Downtown Development Authority (DDA) Funds - Urban Design	\$ 61,341.00
Transportation Capital Expansion Fee (TCEF) Funds	\$ 4,283.34
Transportation Services Funds Reserves	\$ 87.42
Total Funds to be Appropriated per this Action	\$ 790,876.40

Proposed Transfer to Art in Public Places	\$ 4,370.76
--	--------------------

Proposed Transfer from Conservation Trust Fund (to be appropriated via the 2026 budget)	\$ 165,000.00
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Total Proposed Project Funds	\$ 951,505.64
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The total fund amount proposed for the Project is \$951,505.64 composed of funds appropriated with this action.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

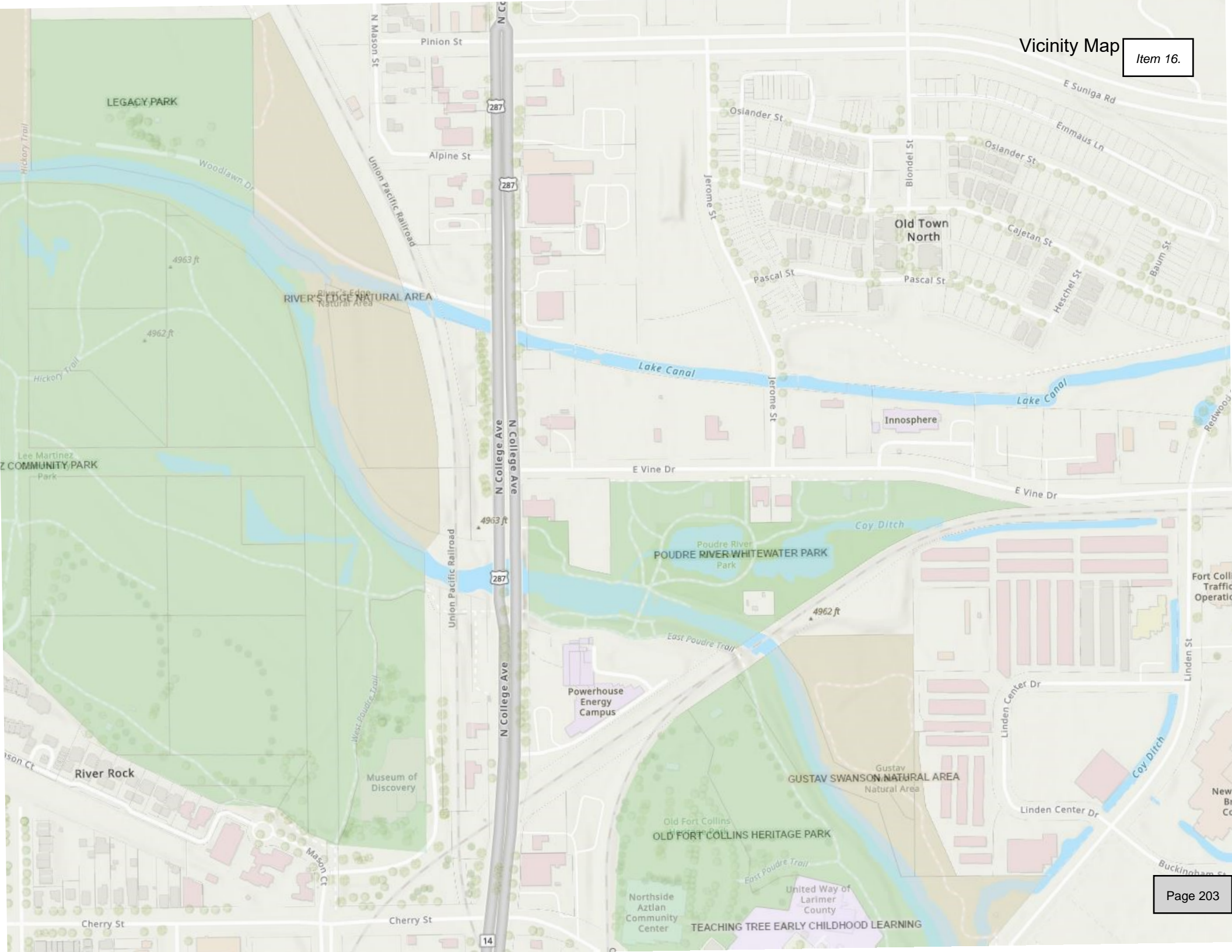
The URA Board supports the Project and authorized a contribution of \$293,076 to the Project on January 23, 2025 (**Attachment 4**). The DDA Directors support the Project and authorized a contribution of \$144,000 to the Project on February 13, 2025 (**Attachment 5**). The Project was identified as part of the Active Modes Plan adopted by City Council in December 2022. The Transportation Board recommended Council adoption of the Active Modes Plan.

PUBLIC OUTREACH

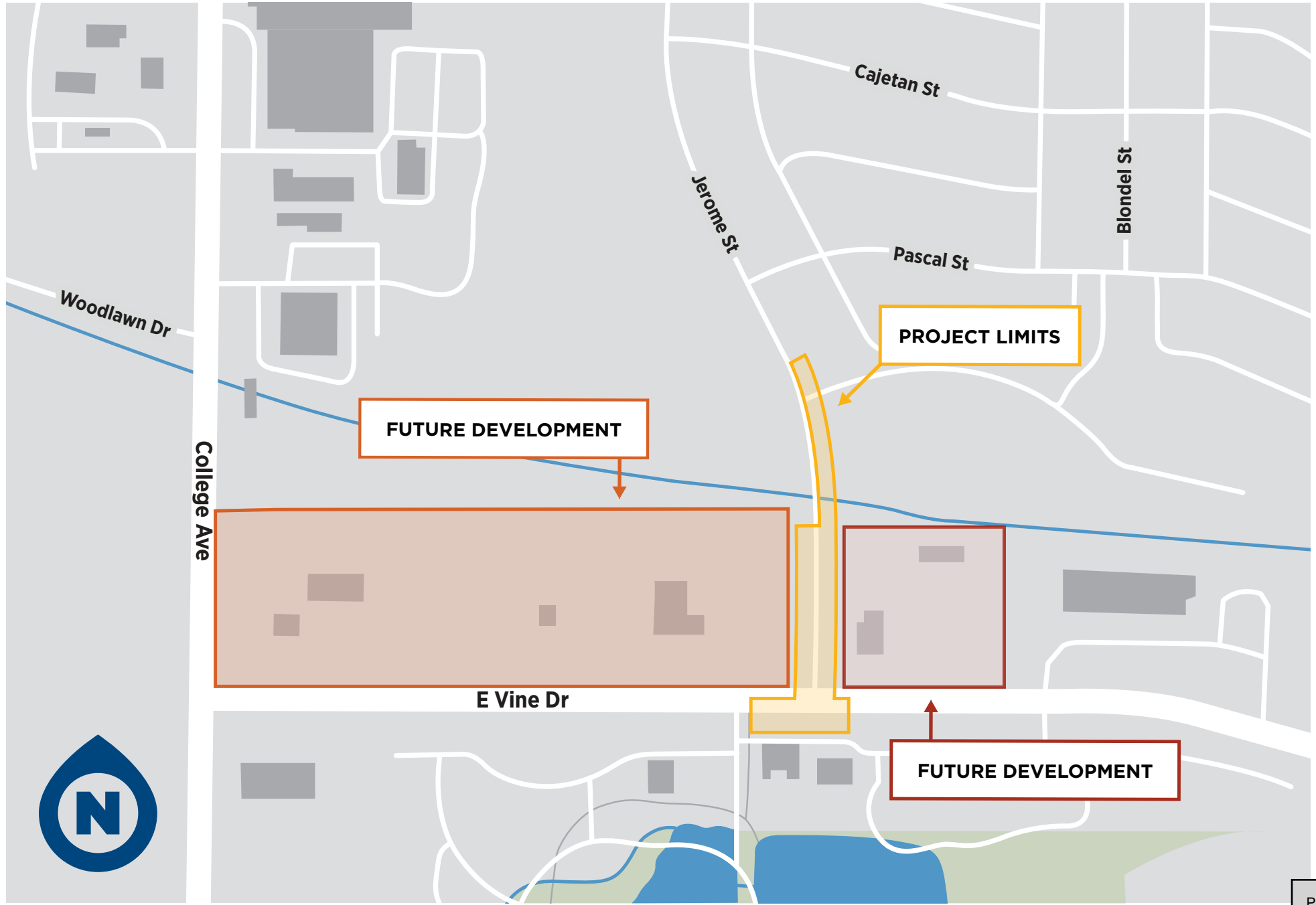
Staff will work with the DDA and the Communications and Public Involvement Office to develop and implement a comprehensive public engagement plan for the Project.

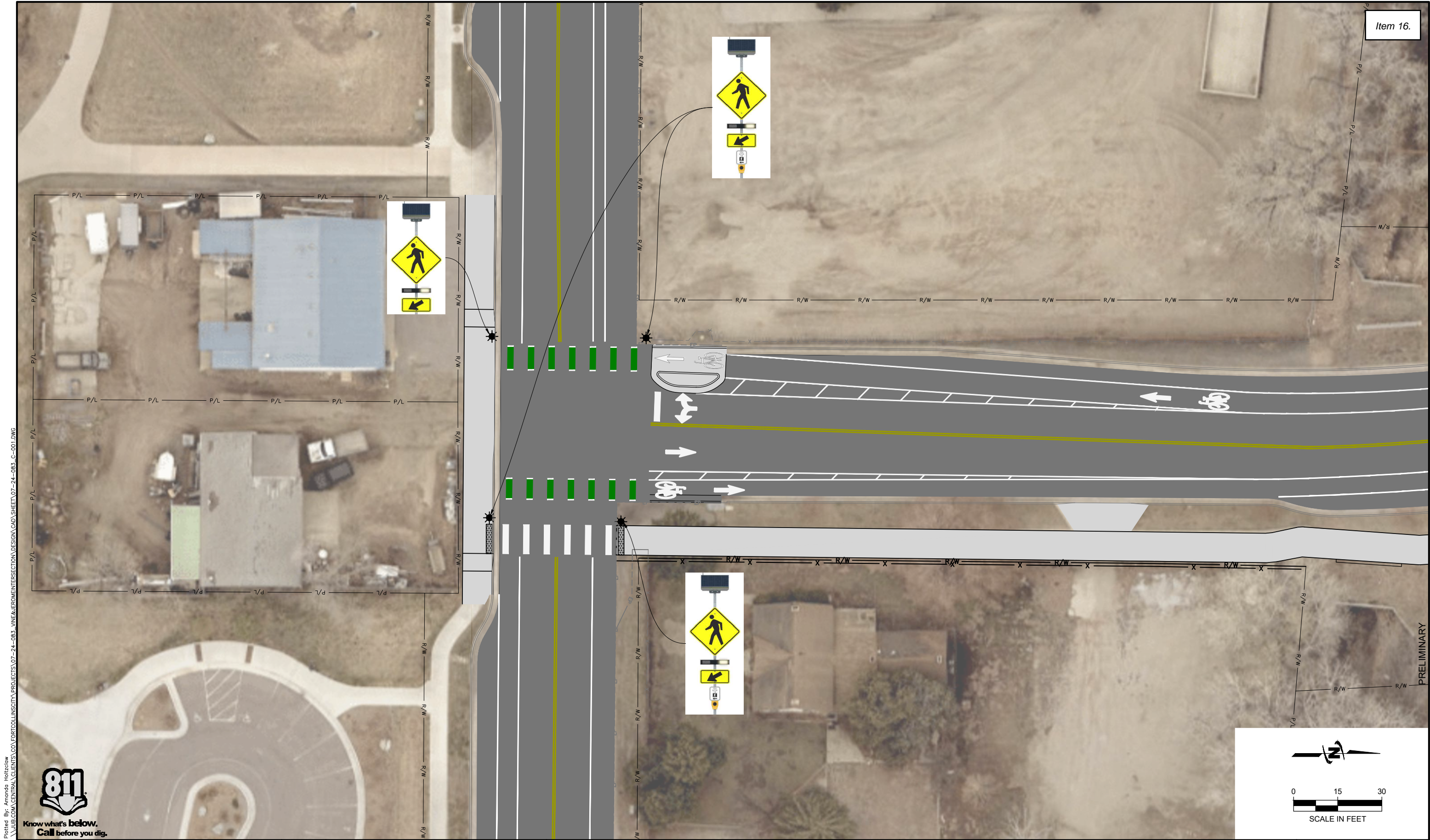
ATTACHMENTS

1. Vicinity Map
2. Area Map
3. Proposed and Existing Plans
4. URA Board Regular Meeting Minutes, January 23, 2025 (excerpt)
5. DDA Regular Directors' Meeting Minutes, February 2025 (excerpt)
6. Resolution 2025-057
7. Ordinance No. 085, 2025




VINE & JEROME CROSSING IMPROVEMENTS





Plot Date: 9/4/2024 3:18 PM
Plotted By: Amanda Holtzclaw
Date Created: 9/2/2024
Path: \\JUB-001\CENTRAL\CLIENTS\CO FORT COLLINS\CITY PROJECTS\07-24-083 VINE&JEROME INTERSECTION DESIGN\CAD SHEET\07-24-083_C-001.DWG



Print Date: 9/4/2024	
Scale: AS NOTED	
	2809 E. Harmony Rd., Suite 300 Fort Collins, CO 80528 Phone: 970.377.3602
J-U-B ENGINEERS, INC.	

0000

Sheet Revisions		
Date:	Comments	Init.




281 N College Ave
Fort Collins, CO 80524
Phone: (970) 221-6605
Fax: (970) 221-6378

PRELIMINARY		VINE DR. AND JEROME ST. PROPOSED PLAN VIEW		Project No.
No Revisions:				07-24-083
Revised:	Designer: AHOLTZCLAW	Structure Numbers		Drawing Number C-
	Detailer: AHOLTZCLAW			
Void:	Sheet Subset: PLAN	Subset Sheets: 1 of 2		Sheet Number 1 of 1




Plot Date: 9/4/2024 3:18 PM
Plotted By: Amanda Holtzclaw
Date Created: 9/2/2024
Path: \\JUB-001\CENTRAL CLIENTS\CO FORT COLLINS\PROJECTS\07-24-083 VINE&JEROME INTERSECTION DESIGN\CAD SHEET\07-24-083_C-001.DWG



**Know what's below.
Call before you dig.**

Print Date: 9/4/2024

Scale: AS NOTED




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Sheet Revisions

Date:	Comments	Init.



City of
Fort Collins
Engineering
fcgov.com/engineering

281 N College Ave
Fort Collins, CO 80524
Phone: (970) 221-6605
Fax: (970) 221-6378

PRELIMINARY

No Revisions:

Revised:

Void:

VINE DR. AND JEROME ST.
EXISTING PLAN VIEW

Designer: AHOLTZCLAW
Detailer: AHOLTZCLAW
Sheet Subset: PLAN

Structure Numbers
Subset Sheets: 2 of 2

Project No.
07-24-083

Drawing Number C-001

Sheet Number 2 of 2

January 23, 2025

URBAN RENEWAL AUTHORITY BOARD**Regular Meeting – 5:00 PM****A) CALL MEETING TO ORDER**

Vice Chair Kristin Stephens called the regular meeting to order at 5:01 p.m. in the CIC room at 300 Laporte Avenue, Fort Collins, Colorado, with hybrid participation available via the City's Zoom platform.

B) ROLL CALL**PRESENT**

Vice Chair Kristin Stephens
 Boardmember Susan Gutowsky
 Boardmember Julie Pignataro
 Boardmember Malanie Potyondy
 Boardmember Emily Francis
 Boardmember Kristin Draper (arrived at 5:09 p.m.)
 Boardmember Dan Sapienza
 Boardmember Matt Schild (arrived at 5:05 p.m.)
 Boardmember Tricia Canonico (remote/non-voting)

ABSENT

Chair Jeni Arndt
 Boardmember Melanie Potyondy
 Boardmember Kelly Ohlson

STAFF PRESENT

Acting Executive Director Josh Birks
 Assistant Secretary Amani Chamberlin

C) EXECUTIVE DIRECTORS' AGENDA REVIEW

Acting Executive Director Josh Birks provided an overview of the agenda, including:

- Updates to previous sets of minutes were sent out today.
- No other changes to the published agenda.
- Possible executive session.

D) PUBLIC PARTICIPATION

None.

E) PUBLIC PARTICIPATION FOLLOW-UP

None.

F) COMMISSIONER REPORTS

None.

G) DISCUSSION ITEMS

Item 16.

1. **Consideration and Approval of the Minutes for the September 26, 2024, October 24, 2024, and the December 2, 2024 Urban Renewal Authority Board Meetings.**

The purpose of this item is to approve the minutes of the September 26, 2024, October 24, 2024, and the December 2, 2024 Urban Renewal Authority Board meetings.

Boardmember Gutowsky moved, seconded by Boardmember Potyondy, to approve the amended minutes of the September 26, 2024, October 24, 2024, and December 2, 2024.

The motion carried 8-0.

2. **Public Hearing and Consideration of Resolution No. 140 Adopting a Supplemental Budget Resolution for Vine & Jerome Intersection Improvements.**

The purpose of this item is to consider a resolution authorizing a funding contribution to the City's Vine Drive and Jerome Street Intersection Improvements Project (Project), and if so, what level of contribution is agreeable.

Andy Smith, Redevelopment Program Manager, noted this item was presented to the Finance Committee late last year and the Committee offered support for full consideration by the Board.

Dana Hornkohl, Engineering Department, stated this item relates to authorizing a funding contribution to the City's Vine Drive and Jerome Street Intersection Improvements Project. He noted both roadways are two-lane connectors and there are currently no crossing facilities for either bicycles or pedestrians at the intersection. Hornkohl noted there has been a fatality at the intersection and many of the improvements are meant to address the way in which that occurred as well as observed undesirable behaviors in the intersection.

Hornkohl outlined the proposed improvements that would be part of this project and showed some renderings of the completed intersection. He noted staff is recommending the URA offer a contribution to the base project, which does not include improvements on the west side and which is based on the amount of the project that is within the URA boundary, in the amount of \$293,000. Hornkohl noted staff is not recommending a contribution to the west side improvements as that includes an additional significant cost due to the necessary right-of-way acquisition and significant construction costs, and would total approximately an extra \$449,000.

PUBLIC COMMENT

None.

BOARD DISCUSSION

Boardmember Pignataro asked if the DDA is amenable to contributing funds to the project. Hornkohl replied they have provided positive feedback for a base level contribution and noted staff will be going before that board in February. Additionally, the DDA has proposed some amenities such as screening of the south properties and wayfinding it would fund in whole to add to the project.

Boardmember Pignataro asked about the proposed developments on the west side. Hornkohl replied Powerhouse II is proposed at the corner of Vine and Jerome and Jerome Street Station is proposed on the parcel just north of that.

Boardmember Francis expressed support for the base project funding contribution.

Vice Chair Stephens concurred and stated it is important to move ahead with the safety improvements even if the west side improvements are not part of the project.

Item 16.

Boardmember Schild asked about the bike traffic pattern if only the east side improvements are made. Hornkohl replied there are bike improvements on both sides, but only pedestrian improvements on the east side.

Boardmember Gutowsky expressed support for funding the project, particularly given the fatality that occurred.

Boardmember Pignataro moved, seconded by Boardmember Francis, to adopt Resolution No. 140 Adopting a Supplemental Budget Resolution for Vine & Jerome Intersection Improvements inserting the amount of \$293,076.

The motion carried 8-0.

3. **Potential executive session pursuant to C.R.S. § 24-6-402(4)(a), (b) and (e) to discuss the potential purchase or acquisition of real property interests, to receive legal advice on specific legal questions, and to determine positions relative to matters that may be subject to negotiations related to property in the North College Urban Renewal Plan area.**

Boardmember Potyondy moved, seconded by Boardmember Francis, that the Fort Collins Urban Renewal Authority go into executive session pursuant to: C.R.S. § 24-6-402(4)(a), (b) and (e) for the purpose of discussing with the Authority's attorneys and appropriate management staff the following items, all related to property in the North College Urban Renewal Plan Area.

The motion carried 8-0.

4. **Public Hearing and Consideration Resolution No. 141 Authorizing the Acquisition of Property at 1513 N. College Ave. and Adopting a Supplemental 2025 Budget Resolution to Authorize Funds to Acquire Said Property**

The owner of the property located at 1513 North College Ave (Property) has signed a Purchase and Sale Agreement (PSA) now before the URA Board of Commissioners for consideration. If the Board agrees with the PSA terms, a resolution authorizing the URA Acting Executive Director to sign the PSA and closing documents on behalf of the URA as Buyer is presented for Board approval (Exhibit A). If the PSA is signed by the Acting Executive Director, the URA will then have certain rights to inspect and purchase the Property per the terms of the PSA. The resolution does not require the URA to purchase the Property.

Andy Smith, Redevelopment Program Manager, stated this item relates to a purchase and sale agreement (PSA) to acquire the property located at 1513 North College Avenue, the Budget Host Motel. Smith noted the motel has 31 rooms, approximately ten of which have been red tagged due to methamphetamine contamination, on 0.72 acres and is currently enrolled in the public nuisance ordinance program with the City.

Smith stated the seller has signed the PSA and noted the document only provides for the right to purchase the property, but does not obligate the URA to do so. Smith outlined some of the details of the PSA, including the price of \$2.15 million, 120 days of inspection, and a closing 35 days after the end of the due diligence period, or later if the property is not cleared of all property and tenants. Smith also noted one of the allowed activities of the URA is the acquisition of property to prevent blight.

PUBLIC COMMENT

None.

**DOWNTOWN DEVELOPMENT AUTHORITY
Regular Directors' Meeting**

Susan Gutowsky, Council Liaison	970-294-2575
Kristin Stephens, County Commission Liaison	970-498-7001
Dave Lingle, Board Chair	970-227-4166

MINUTES of February 13, 2025

The Board of Directors of the Downtown Development Authority met in Regular Session at 7:30 a.m. on Thursday, February 13, 2025, at Rocky Mountain Innosphere, 320 E. Vine Drive, Fort Collins, CO 80524.

PRESENT

Abigail Christensen; Sam Coutts; Susan Gutowsky; Dave Lingle; Holli McElwee; Jenny Schultz; Randy Shortridge; Kristin Stephens (arrived 7:35 a.m.); Cheryl Zimlich

ABSENT

Rebecca Hill; Mandi Huston

STAFF

Matt Robenalt, Executive Director; Jala Curtis, Marketing and Communications Program Supervisor; Todd Dangerfield, Project Manager; Tom Dent, Technology & Maintenance Manager; Janna Dickerson, Marketing and Communications Coordinator; Derek Getto, Project Manager for Policy & Programs; Kristy Klenk, Finance & HR Manager; Krista Knott, Administrative Manager; Josh Liley, Legal Counsel

GUESTS

Michael Bussman, City of Fort Collins; Kelly DiMartino, City of Fort Collins; Florian Fiebig, City of Fort Collins; Cortney Geary, City of Fort Collins; Dana Hornkohl, City of Fort Collins; Erin Udell, Coloradoan

CALL TO ORDER

Dave Lingle called the meeting to order at 7:31 a.m. Mr. Lingle welcomed the newest Board member, Abigail Christensen.

APPROVAL OF MINUTES

Moved by Jenny Schultz, seconded by Susan Gutowsky: To approve the minutes of December 12, 2024. The motion passed unanimously.

ALL IDEAS: BIG AND SMALL

There were no ideas presented by the public.

UPDATES

There were no questions about updates.

Sam Coutts asked that in the event the DDA enters into an IGA with the City, and the future ballot measure fails, what impact would that have on the DDA. Matt Robenalt noted that in the IGA there is a provision that allows the DDA to cancel the agreement if this project is not included in the CCIP ballot measure that is advanced to voters, and in that scenario the DDA could reallocate its contribution to a more immediate priority. The DDA will know by August if City Council elects to include this project in the CCIP ballot measure, and acknowledged, however, there is always a risk that the voters may not approve the ballot measure.

Mr. Shortridge encouraged the plan to assess the location of street trees at intersections and to consider all modes of traffic, noting that trees located closer to the intersection are generally a more inviting experience for pedestrians and cyclists.

Mr. Coutts asked if the design concept included any below-grade improvements. Mr. Hornkohl noted there are none they are aware of, but will work with the Utilities Department to ensure coordination of any upgrades below-grade are taken into account.

Mr. Getto noted legal council drafted an IGA, but the document still needs to be reviewed by the City.

Moved by Jenny Schultz, seconded by Sam Coutts: To approve the IGA as presented, authorize the Executive Director, in consultation with DDA legal counsel, to approve changes to the IGA in form and substance, and authorize the Board Chair to execute the IGA. The motion passed unanimously.

PRESENTATION BY ENGINEERING CAPITAL PROJECTS TEAM AND FUNDING REQUEST FOR VINE DR. / JEROME ST. INTERSECTION ENHANCEMENTS

Derek Getto and Dana Hornkohl presented the funding request for Vine Drive and Jerome Street intersection enhancements. Mr. Hornkohl highlighted this intersection as being somewhat of a gateway to the River District and downtown. At this time, there are no pedestrian or bike crossings at this intersection. This intersection was included in the Active Modes plan and has been identified as a significant crash intersection. The City could not use grant funds for redevelopment and thus requested contributions from the DDA and URA to assist in funding these improvements.

Improvements to the intersection would include a bicycle and pedestrian crossing on the east side, expansion of the sidewalk width on the south side of Vine, and connection to the Old Town North trail and Poudre River trail.

Randy Shortridge asked that when the west side is built if an ADA ramp would be included. Mr. Hornkohl said it could be possible but it will need to be worked out as the design is finalized.

Sam Coutts added that north of that intersection, a proposed development project in the Old Town North area could lead to more pedestrian traffic on the west side of Jerome Street.

Mr. Hornkohl noted the City has \$350,000 of funding going towards the project and the URA agreed to contribute \$293,000. The DDA's proposed contribution of \$143,994, would go towards the enhancement of improvements, the pedestrian white crossing stripes, green bike crossing stripes, flashing beacons, and some urban design elements.

Mr. Getto noted that when the DDA invests in projects, the organization typically funds enhancements rather than basic street improvements. Mr. Honkohl and DDA staff have identified a number of items

that are considered enhancements, which include a Right-of-Way acquisition, enhanced concrete to widen sidewalks from 5' to 10', different curb enhancements, flashing beacons, and electrical for the beacons. It was noted that due to the location being on the edge of the DDA boundary at a gateway into downtown, it corresponds with the Board's stated desire to support gateway features as identified in the DDA's 5-Year Investment Plan.

Mr. Robenalt noted there is an opportunity to install some decorative metal fence panels, similar to those used in the last round of enhanced alley to support the design enhancement and thus the gateway emphasis. Drawing upon some elements of the Poudre Whitewater Park monument sign and its integration into the metal fence panels would create some visual cohesiveness indicating that pedestrians and cyclists have arrived at the Whitewater Park. Mr. Shortridge encouraged the City to work with the welder of one of the businesses in that area to create some of the art enhancements.

Mr. Getto noted there was a funding discrepancy between slides shown during the meeting and the Board packet, as he used construction costs for 2025 while Mr. Hornkohl's slides used construction costs for 2026. Timing of this project will be dependent on both right-of-Way acquisition for the south side of Vine Drive and the the northeast corner.

Kristin Stephens noted that, as a member of URA Commission, a vote passed to fund the \$293,076 for this project, as the URA believes it to be a worthwhile improvement project.

Moved by Cheryl Zimlich, seconded by Jenny Schultz: To approve funding commitment of \$144,000 for the project and direct staff and legal counsel to develop an Intergovernmental Agreement for the integration of DDA funds into the project. The motion passed unanimously.

OTHER BUSINESS

No other business was discussed.

ADJOURN

There being no further business, the meeting adjourned at 9:56 a.m.


Cheryl A Zimlich, Secretary

RESOLUTION 2025-057
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL
AGREEMENT REGARDING A GRANT OF FUNDS FOR
IMPROVEMENTS TO THE INTERSECTION OF VINE DRIVE AND
JEROME STREET BETWEEN THE CITY OF FORT COLLINS AND THE
DOWNTOWN DEVELOPMENT AUTHORITY

A. The purpose of this item is to enable the City to receive and expend Downtown Development Authority (“DDA”) grant 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.

B. East Vine Drive and Jerome Street intersect in northeast Fort Collins, just north of the Poudre River Whitewater Park. The City’s current Master Street Plan (adopted December 2023) designates Vine Drive and Jerome Street as two-lane collectors.

C. Currently, traffic on Jerome Street is controlled by a four way stop sign at the intersection of Jerome Street and Vine Drive, but there are no crossing facilities at the intersection. The City’s Active Modes Plan (adopted December 2022) recommends pedestrian and bicycle crossing improvements at the intersection. The City’s North College MAX Bus Rapid Transit Plan also recommends a roadway crossing improvement at Vine Drive and Jerome Street as a key improvement to support active mode use in the North College area and improve access to public transportation.

D. The City’s Strategic Trails Plan, which is in development and scheduled to go before City Council for adoption on July 1, 2025, includes a proposed trails map that depicts a trail connection between northeast Fort Collins and the Whitewater Park through this intersection. This regional trail extension was originally identified in the 2013 Paved Recreational Trails Plan and has been carried over through the update of the Strategic Trails Plan.

E. As northeast Fort Collins continues to grow, the number of people walking, biking, and engaged in other active modes of transportation will increase through this intersection, which is a gateway and connection point between northeast Fort Collins and destinations such as the Whitewater Park, the Poudre River Trail, and Old Town Fort Collins.

F. An active modes traffic count and observation study was performed in August of 2024. The observations in the study indicate the need for intersection crossing improvements. These observations include data establishing that 36% of bicyclists observed cut diagonally through the intersection, crossing the yellow road centerline rather than completing a full turn; 26% of all bicyclists observed rode on the sidewalk;

bicyclists rode the wrong way in the Vine bike lane to access a sidewalk ramp; bicyclists traveled the wrong way in a bike lane; and pedestrians crossed where no sidewalk exists.

G. In June 2021, a person riding a bike was killed in a crash at this intersection.

H. City staff representing FC Moves, Park Planning and Development, Traffic Operations, and Engineering have developed the Project to address these safety and infrastructure concerns. A conceptual proposed plan for the Project includes the following:

- Two-way pedestrian crossing of Vine Drive on the east side of Jerome Street
- Bicycle crossings (northbound and southbound) of Vine Drive on either side of Jerome Street;
- Rectangular Rapid Flashing Beacons (“RRFBs”) with push buttons for pedestrians and cyclists;
- Protected bike corner island on the west side of Jerome Street intended to reduce right turn speeds and protect cyclists waiting to activate the beacon and cross the street;
- Improved and widened sidepath (trail) on the south side of the intersection (Vine Drive) with Americans with Disabilities Act (“ADA”) compliant ramps, connecting to the Whitewater Park and Poudre River Trail;
- Widened sidepath (trail) on the east side of Jerome Street to serve as the northeast trail extension; and
- New striping, signing, and marking of the intersection to safely facilitate pedestrian and bicycle movements.

I. Portions of the Project site lie within the North College Urban Renewal Authority (“URA”) area, north of Vine Drive and the DDA boundary, south of Vine Drive.

J. Staff attended the URA Board in January 2025, presented the Project, and requested financial participation in the Project. The URA voted to contribute \$293,076 toward the Project.

K. Staff went to the DDA’s Director’s Meeting in February 2025, presented the Project, and requested financial participation. The DDA voted to contribute \$82,659 toward the Project as well as \$61,341 toward urban design elements for the active modes gateway to Old Town.

L. Project funding also includes traditional transportation capital project funding from Community Capital Improvement Program (“CCIP”) bicycle and pedestrian funds, Transportation Capital Expansion Fees, and Transportation Services funds. The Conservation Trust Fund is contributing funding for elements of the northeast trail system included in the Project. Transfers of the 2050 Tax – Our Climate Future funds from two similar and completed active modes related projects (Centre Avenue Crossing Improvements and Laporte Avenue Bike Lanes) will also help fund the Project. The Our Climate Future Executive Committee was consulted on these transfers and agrees with the alignment between the original projects and this Project.

M. For the DDA funding, the DDA has proposed an IGA with the City, approved by the DDA's Board of Directors on February 13, 2025, to cooperate in the preparation and design for the Project.

N. The IGA funds are anticipated to be appropriated via Ordinance No. 085, 2025, and used for outreach, design, right-of-way acquisition, and construction for the Project.

O. Colorado Revised Statutes Section 29-1-203 provides that governments may cooperate or contract with one another to provide certain services or facilities when the cooperation or contracts are authorized by each party thereto with the approval of its legislative body or other authority having the power to so approve.

P. City Charter Article II, Section 16 empowers the City Council, by ordinance or resolution, to enter into contracts with governmental bodies to furnish governmental services and make charges for such services or enter into cooperative or joint activities with other governmental bodies.

Q. City Code Section 1-22 requires the City Council to approve intergovernmental agreements that require the City to make a direct, monetary payment over \$50,000, and funds anticipated to be appropriated pursuant to this IGA and for the overall Project amount to \$955,876.40. City staff recommends that the City Council appropriate funds in this amount by separate ordinance.

R. The City Council finds and determines that the Project and the DDA grant funding are in the best interests of the City, that they advance the public's health, safety, and welfare by facilitating improvement of the City's multimodal transportation safety and infrastructure and streetscapes, and that the Mayor be authorized to execute the IGA between the City and the DDA in support thereof.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. The City Council authorizes the Mayor to execute, on behalf of the City, the intergovernmental agreement with the Downtown Development Authority, in substantially the form attached hereto as Exhibit A, with additional or modified terms and conditions as the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to protect the interests of the City or effectuate the purposes of this Resolution.

Section 2. The City Council hereby authorizes the City Manager to approve and execute future amendments to the intergovernmental agreement with the Downtown Development Authority relating to the Project that the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to facilitate completion of

the Project, so long as such amendments do not increase the cost of the Project, substantially modify the purposes of the intergovernmental agreement, increase the allocation or amount of funding for the Project funded by the City, or otherwise increase the obligations and responsibilities of the City as set forth in the intergovernmental agreement.

Passed and adopted on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 3, 2025

Approving Attorney: Heather N. Jarvis

Exhibits: Exhibit A - Intergovernmental Agreement with the Downtown Development Authority

**INTERGOVERNMENTAL AGREEMENT REGARDING
A GRANT OF FUNDS FOR IMPROVEMENTS TO THE
INTERSECTION AT JEROME STREET AND VINE DRIVE**

This Intergovernmental Agreement (“Agreement”) is made and entered into on the date of last signature below, by and between the CITY OF FORT COLLINS, COLORADO, a Colorado municipal corporation (the “City”), and the FORT COLLINS, COLORADO, DOWNTOWN DEVELOPMENT AUTHORITY, a body corporate and politic (the “DDA”).

WITNESSETH:

WHEREAS, pursuant to C.R.S. §31-25-808(1)(g), the DDA is empowered to make contributions, grants, and loans to the City which will further the statutory mission of the DDA;

WHEREAS, Article II, Section 16 of the City Charter empowers the City Council of the City, by ordinance or resolution, to enter into contracts with other governmental bodies to furnish governmental services and make charges for such services or enter into cooperative or joint activities with other governmental bodies;

WHEREAS, C.R.S. §29-1-203 also provides that governments may cooperate or contract with one another to provide certain services or facilities when such cooperation or contracts are authorized by each party thereto with the approval of its legislative body or other authority having the power to so approve;

WHEREAS, the City intends to construct certain improvements to the intersection of Jerome Street and Vine Drive (the “Jerome-Vine Intersection Project”), which would ordinarily be done in accordance with Larimer County Urban Area Streetscape Standards (“LCUASS”);

WHEREAS, the DDA desires to contribute eighty-two thousand six hundred fifty-nine dollars (\$82,659) to the Jerome-Vine Intersection Project for the purpose of enabling the City to construct enhanced improvements that exceed the requirements of LCUASS, which enhanced improvements are described in the budget table attached hereto and incorporated herein as “**Exhibit A**”, consisting of one (1) page, and include ten-feet (10’) wide sidewalks, pedestrian signal crossings, and wayfinding signage (the “Enhanced Intersection Features”);

WHEREAS, the DDA and the City desire to incorporate into the Jerome-Vine Intersection Project a feature along the south side of Vine Drive that will highlight the area as a pedestrian and bicycle gateway to downtown Fort Collins, which the parties agree will contain as an element decorative fencing and which will be complimentary in design to the existing Poudre River Whitewater Park monument sign located to the west of the intersection at Jerome Street and Vine Drive (the “Gateway Fencing Feature”);

WHEREAS, the DDA desires to contribute to the City the sum of four thousand five hundred dollars (\$4,500) for the preparation of designs for the Gateway Fencing Feature, and the sum of fifty-six thousand eight hundred forty-one dollars (\$56,841) for construction of the

Gateway Fencing Feature;

WHEREAS, the Jerome-Vine Intersection Project, including the Gateway Fencing Feature, is located within the boundaries of the DDA and such project is consistent with the statutory goals and purposes of the DDA as set forth in C.R.S. §31-25-801, et seq., and the DDA's adopted plan of development;

WHEREAS, the Jerome-Vine Intersection Project will further the mission of the DDA by increasing safety, improving traffic flow, and creating a more visually appealing and attractive pedestrian environment along Vine Drive;

WHEREAS, the Board of Directors of the DDA, at a meeting held on May 8, 2025, approved the contribution to the City of up to one hundred forty-four thousand dollars (\$144,000) for construction of the Enhanced Intersection Features and the design and construction of the Gateway Fencing Feature, on the terms and conditions set forth herein; and

WHEREAS, by Resolution 2025-057, the City Council of the City authorized the Mayor to execute this Agreement.

NOW, THEREFORE, in consideration of the mutual promises herein and other valuable consideration, the receipt and adequacy of which is hereby acknowledged, the parties adopt the foregoing recitals and agree as follows:

1. Grant of DDA Funds. The DDA shall grant to the City the sum of up to one hundred forty-four thousand dollars (\$144,000) for the Jerome-Vine Intersection Project (the "Grant Funds") under, and subject to, the following terms and conditions:

- a. *Grant of Funds – Enhanced Intersection Features.* The DDA shall transfer to the City the sum of eighty-two thousand six hundred fifty-nine dollars (\$82,659) upon execution of this IGA, which funds may be used by the City solely for the following purposes: (i) payments to the City's Jerome-Vine Intersection Project contractor for construction of the Enhanced Intersection Features; and (ii) to cover costs incurred by the City which are directly related to the contract therefor, including, but not limited to, materials, printing, and document and/or data production or reproduction. For the avoidance of doubt, the City understands and agrees that it shall not receive any funds for City staff time spent working on the Jerome-Vine Project, including the Enhanced Intersection Features, or in relation thereto.
- b. *Grant of Funds – Gateway Fencing Feature.* The DDA shall transfer to the City the sum of four thousand five hundred dollars (\$4,500) upon execution of this IGA, which funds may be used by the City solely to pay the cost of having a third-party contractor prepare designs for the Gateway Fencing Feature. The selection of the design contractor shall be done in accordance with the City's purchasing policies. Once such designs have been completed and a contract has been awarded by the City to a third-party contractor for the construction of the Gateway Fencing Feature, which may be the Jerome-Vine Intersection Project contractor or another third-party

contractor selected in accordance with the City's purchasing policies, the DDA shall transfer to the City the sum of fifty-six thousand eight hundred forty-one dollars (\$56,841), which funds may be used by the City solely for the following purposes: (i) payments to the contractor for construction of the Gateway Fencing Feature; and (ii) to cover costs incurred by the City which are directly related to the contract therefor, including, but not limited to, materials, printing, and document and/or data production or reproduction. For the avoidance of doubt, the City understands and agrees that it shall not receive any funds for City staff time spent working on the Gateway Fencing Feature or in relation thereto. If the actual cost to construct the Gateway Fencing Feature is less than the amount of the DDA's contribution under this Section 1(b), the City shall return to the DDA the remaining balance of such funds within a reasonable period of time after completion of such project.

- c. *Accounting.* The City shall periodically provide to the DDA copies of contractor invoices and other documentation sufficient for the DDA to determine that the Grant Funds have been expended by the City in a manner consistent with this Agreement. The frequency with which the City shall provide such information shall be as reasonably determined by the parties, but in no case more often than once every sixty (60) days.
- d. *Expiration of Grant Funds.* Any Grant Funds not expended by the City for the above-stated purposes by December 31, 2027, shall be promptly returned to the DDA.
- e. *Maximum Amount of Grant Funds under Agreement.* The maximum amount of DDA funds that shall be disbursed to the City pursuant to this Agreement shall be \$144,000.

2. DDA Involvement in Design Development - Gateway Fencing Feature. The City agrees to provide the DDA with a meaningful opportunity to participate in the design development process for the Gateway Fencing Feature to include, but not be limited to, providing the DDA with copies of draft and final designs as they are delivered to the City, and the opportunity to attend meetings at which designs are presented and discussed. The City further agrees to in good faith consider feedback provided by DDA staff on the designs.

3. Notice. All notices to be given to parties hereunder shall be in writing and shall be sent by certified mail to the addresses specified below:

DDA: Downtown Development Authority
Attn: Executive Director
19 Old Town Square, Suite 230
Fort Collins, CO 80524

With a copy to: Liley Law, LLC
Attn: Joshua C. Liley
2727 Redwing Road, Suite 342

Fort Collins, CO 80526

CITY: City of Fort Collins
Attn: Director of Infrastructure Services
215 N. Mason Street
Fort Collins, CO 80521

With a copy to: City of Fort Collins
Attn: City Attorney
300 LaPorte Avenue
Fort Collins, CO 80521

4. Governing Law. This Agreement shall be governed by, and its terms construed under, the laws of the State of Colorado.

5. Annual Appropriations. Any financial obligations of the DDA or the City arising under this Agreement which are payable after the current fiscal year are contingent upon funds for that purpose being annually appropriated, budgeted, and otherwise made available by the City Council of the City, in its discretion, and/or the DDA Board, in its discretion, as applicable

6. No Third-Party Beneficiaries. It is the mutual intent of the parties that this Agreement shall inure to the benefit of only the parties hereto. Accordingly, nothing in this Agreement shall be construed as creating any right or entitlement which inures to the benefit of any third party.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year of the last signature below written.

CITY OF FORT COLLINS, COLORADO,
a Colorado municipal corporation

By: _____
Jeni Arndt, Mayor

Date: _____

ATTEST:

Delynn Coldiron, City Clerk

APPROVED AS TO FORM:

Heather N. Jarvis, Assistant City Attorney

FORT COLLINS, COLORADO, DOWNTOWN
DEVELOPMENT AUTHORITY, a body corporate
and politic

By: _____
David Lingle, Chair

Date: _____

ATTEST:

Cheryl A. Zimlich, Secretary

Exhibit A

Vine & Jerome Intersection Improvements DDA Funding Amounts

Item	Within DDA Boundary
Enhanced Features of Base Intersection Improvements	
<u>ROW Acquisition</u>	
Property 1 (50% of cost)	\$11,654
Property 2 (50% of cost)	\$13,668
<u>Concrete</u>	
Concrete Sidewalk (6") 10 ft wide	\$13,631
Concrete Curb Ramp (Special)(8") (includes tapers and truncated domes)	\$6,093
Curb Type 2 (Section B)	\$3,164
<u>Electrical</u>	
Two - 2 Inch Electrical Conduit for Power & Signal (Trenched PVC)	\$2,179
Two - 2 Inch Electrical Conduit for Power & Signal (Bored PVC)	\$3,219
2 Inch Electrical Conduit - Power Source	\$2,179
Pedestrian Push Button Post Assembly	\$4,328
Pull Box (18"x30"x18") Deep	\$2,904
RRFB Flashing Beacon	\$18,340
<u>Wayfinding and signage</u>	
Way Finding Signage	\$1,125
4" PVC Sleeve (6" Long - for sign blockouts)	\$175
<i>Subtotal: Enhanced Features of Base Intersection Improvements</i>	\$82,659
DDA Urban Design Grant (Additional Enhancement)	
Decorative fencing allowance 135 LF @ \$412 per ft.	\$56,842
Design Consulting Services	\$4,500
<i>Subtotal: Design grant</i>	\$61,342
Total funding recommendation	\$144,000

ORDINANCE NO. 085, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
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

A. The purpose of this item is to appropriate grant monies received pursuant to an intergovernmental agreement (“IGA”), authorized by Resolution 2025-057, between the City and the Downtown Development Authority (“DDA”) 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.

B. East Vine Drive and Jerome Street intersect in northeast Fort Collins, just north of the Poudre River Whitewater Park. The City’s current Master Street Plan (adopted December 2023) designates Vine Drive and Jerome Street as two-lane collectors.

C. Currently, traffic on Jerome Street is controlled by a four way stop sign at the intersection of Jerome Street and Vine Drive, but there are no crossing facilities at the intersection. The City’s Active Modes Plan (adopted December 2022) recommends pedestrian and bicycle crossing improvements at the intersection. The City’s North College MAX Bus Rapid Transit Plan also recommends a roadway crossing improvement at Vine Drive and Jerome Street as a key improvement to support active mode use in the North College area and improve access to public transportation.

D. The City’s Strategic Trails Plan, which is in development and scheduled to go before City Council for adoption on July 1, 2025, includes a proposed trails map that depicts a trail connection between northeast Fort Collins and the Whitewater Park through this intersection. This regional trail extension was originally identified in the 2013 Paved Recreational Trails Plan and has been carried over through the update of the Strategic Trails Plan.

E. As northeast Fort Collins continues to grow, the number of people walking, biking, and engaged in other active modes of transportation will increase through this intersection, which is a gateway and connection point between northeast Fort Collins and destinations such as the Whitewater Park, the Poudre River Trail, and Old Town Fort Collins.

F. An active modes traffic count and observation study was performed in August of 2024. The observations in the study indicate the need for intersection crossing improvements. These observations include data establishing that 36% of bicyclists observed cut diagonally through the intersection, crossing the yellow road centerline rather than completing a full turn; 26% of all bicyclists observed rode on the sidewalk;

bicyclists rode the wrong way in the Vine bike lane to access a sidewalk ramp; bicyclists traveled the wrong way in a bike lane; and pedestrians crossed where no sidewalk exists.

G. In June 2021, a person riding a bike was killed in a crash at this intersection.

H. City staff representing FC Moves, Park Planning and Development, Traffic Operations, and Engineering have developed the Project to address these safety and infrastructure concerns. A conceptual proposed plan for the Project includes the following:

- Two-way pedestrian crossing of Vine Drive on the east side of Jerome Street;
- Bicycle crossings (northbound and southbound) of Vine Drive on either side of Jerome Street;
- Rectangular Rapid Flashing Beacons (“RRFBs”) with push buttons for pedestrians and cyclists;
- Protected bike corner island on the west side of Jerome Street intended to reduce right turn speeds and protect cyclists waiting to activate the beacon and cross the street;
- Improved and widened sidepath (trail) on the south side of the intersection (Vine Drive) with Americans with Disabilities Act (“ADA”) compliant ramps, connecting to the Whitewater Park and Poudre River Trail;
- Widened sidepath (trail) on the east side of Jerome Street to serve as the northeast trail extension; and
- New striping, signing, and marking of the intersection to safely facilitate pedestrian and bicycle movements.

I. Portions of the Project site lie within the North College Urban Renewal Authority (“URA”) area, north of Vine Drive and the DDA boundary, south of Vine Drive.

J. Staff attended the URA Board in January 2025, presented the Project for the URA Board’s recommendation, and requested financial participation in the Project. The URA voted to contribute \$293,076 toward the Project.

K. Staff attended the DDA’s Director’s Meeting in February 2025, presented the Project, and requested financial participation. The DDA voted to contribute \$82,659 toward the Project as well as \$61,341 toward urban design elements for the active modes gateway to Old Town.

L. Project funding also includes traditional transportation capital project funding from Community Capital Improvement Program (“CCIP”) bicycle and pedestrian funds, Transportation Capital Expansion Fees, and Transportation Services funds. The Conservation Trust fund is contributing funding for elements of the northeast trail system included in the Project (\$165,000 towards the Project as part of the 2026 annual budget process). Transfers of the 2050 Tax – Our Climate Future funds from two similar and completed active modes related projects (Centre Avenue Crossing Improvements and Laporte Avenue Bike Lanes) will also help fund the Project. The Our Climate Future

Executive Committee was consulted on these transfers and agrees with the alignment between the original projects and this Project.

M. Article V, Section 9 of the City Charter permits the City Council, upon recommendation of the City Manager, to make a supplemental appropriation by ordinance at any time during the fiscal year, provided that the total amount of such supplemental appropriation, in combination with all previous appropriations for that fiscal year, do not exceed the current estimate of actual and anticipated revenues and all other funds to be received during the fiscal year.

N. The City Manager has recommended the appropriations described in Section 6 and Section 7 and determined that the funds to be appropriated in those Sections are available and previously unappropriated from the Capital Projects fund that these appropriations will not cause the total amount appropriated in the Capital Projects fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this fund during this fiscal year.

O. Article V, Section 9 of the City Charter permits the City Council, upon the recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year from such revenues and funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated.

P. The City Manager has recommended the appropriations described in Section 8 and Section 9 and determined that the funds to be appropriated in those Sections are available and previously unappropriated from Transportation Services fund and the Transportation Capital Expansion Fee fund and that these appropriations will not cause the total amount appropriated in the Transportation Services fund and the Transportation Capital Expansion Fee fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this fund during this fiscal year.

Q. Article V, Section 10 of the City Charter authorizes the City Council, upon recommendation by the City Manager, to transfer by ordinance any unexpended and unencumbered appropriated amount or portion thereof from one fund or capital project to another fund or capital project, provided that the purpose for which the transferred funds are to be expended remains unchanged, the purpose for which the funds were initially appropriated no longer exists, or the proposed transfer is from a fund or capital project in which the amount appropriated exceeds the amount needed to accomplish the purpose specified in the appropriation ordinance.

R. The City Manager has recommended the transfers of appropriations in Sections 1 through 5 and Sections 10 through 12, including the transfer of \$135,200 from the Bicycle CCIP capital project account in the Capital Projects fund to the Vine Drive and Jerome Street Intersection Improvements Project in the Capital Project fund, \$65,757 from the Pedestrian CCIP capital project account in the Capital Projects fund to the Vine Drive and Jerome Street Intersection Improvements Project in the Capital Projects fund,

\$293,076 in the Urban Renewal Authority fund to the Capital Projects fund, \$146,473 from the 2050 Tax Parks Rec Transit OCF fund to the Capital Projects fund, \$4,283 from the Transportation Capital Expansion Fee fund to the Capital Projects fund, \$87 from the Transportation Services fund to the Capital Projects fund and \$4,370 from the Capital Projects fund to the Cultural Services fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

S. This Project involves construction estimated to cost more than \$250,000 and, as such, City Code Section 23-304 requires one percent of these appropriations to be transferred to the Cultural Services and Facilities fund for a contribution to the Art in Public Places ("APP") program.

T. The project cost of \$437,000, that originated from the URA and DDA contributions, has been used to calculate the contribution to the APP program.

U. The remainder of the project cost being appropriated in this Ordinance is ineligible for use in the APP Program due to previously contributing to the APP program.

V. The amount to be contributed in this Ordinance will be \$4,370.

W. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the completion of the capital project.

X. The City Council wishes to designate the appropriations herein for the Vine Drive and Jerome Street Intersection Improvements Project as appropriations that shall not lapse until the completion of the Project.

Y. The appropriations in this Ordinance benefit public health, safety and welfare of the residents of Fort Collins and serve the public purposes of improving multimodal transportation and streetscape infrastructure and safety within the City.

In light of the foregoing Recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. The unexpended and unencumbered appropriated amount of ONE HUNDRED THIRTY-FIVE THOUSAND TWO HUNDRED DOLLARS (\$135,200) is authorized for transfer from the Bicycle CCIP capital project account in the Capital Projects fund to the Vine Drive and Jerome Street Intersection Improvements Project account in the Capital Projects fund and appropriated therein to be expended for the Vine Drive and Jerome Street Intersection Improvements Project.

Section 2. The unexpended and unencumbered appropriated amount of SIXTY-SEVEN THOUSAND SEVEN HUNDRED FIFTY-SEVEN DOLLARS (\$67,757) is

authorized for transfer from the Pedestrian CCIP capital project account in the Capital Projects fund to the Vine Drive and Jerome Street Intersection Improvements Project project account in the Capital Projects fund and appropriated therein to be expended for the Vine Drive and Jerome Street Intersection Improvements Project.

Section 3. The unexpended and unencumbered appropriated amount of TWO HUNDRED NINETY-THREE THOUSAND SEVENTY-SIX DOLLARS (\$293,076) is authorized for transfer from the Urban Renewal Authority fund to the Capital Projects fund and appropriated therein to be expended for the Vine Drive and Jerome Street Intersection Improvements Project.

Section 4. The unexpended and unencumbered appropriated amount of ONE HUNDRED FOUR THOUSAND TWO HUNDRED NINE DOLLARS (\$104,209) is authorized for transfer from the Bike/Ped Crossing Project in the 2050 Tax Parks Rec Transit OCF fund to the Capital Projects fund and appropriated therein to be expended for the Vine Drive and Jerome Street Intersection Improvements Project.

Section 5. The unexpended and unencumbered appropriated amount of FORTY-TWO THOUSAND TWO HUNDRED SIXTY-THREE DOLLARS: (\$42,263) is authorized for transfer from the Laporte Ave Bike Lanes Project in the 2050 Tax Parks Rec Transit OCF fund to the Capital Projects fund and appropriated therein to be expended for the Vine Drive and Jerome Street Intersection Improvements Project.

Section 6. There is hereby appropriated from new revenue or other funds from the DDA contribution in the Capital Projects fund the sum of EIGHTY-TWO THOUSAND SIX HUNDRED FIFTY-NINE DOLLARS (\$82,659) to be expended in the Capital Projects fund for the Vine Drive and Jerome Street Intersection Improvements Project.

Section 7. There is hereby appropriated from new revenue or other funds from the DDA contribution in the Capital Projects fund the sum of SIXTY-ONE THOUSAND THREE HUNDRED FORTY-ONE DOLLARS (\$61,341) to be expended in the Capital Projects fund for the Vine Drive and Jerome Street Intersection Improvements Project.

Section 8. There is hereby appropriated from prior year reserves in the Transportation Capital Expansion fund the sum of FOUR THOUSAND TWO HUNDRED EIGHTY-THREE DOLLARS (\$4,283) to be expended in the Transportation Capital Expansion Fee fund for transfer to the Capital Projects fund to be used for the APP contribution for the Vine Drive and Jerome Street Improvements Project.

Section 9. There is hereby appropriated from prior year reserves in the Transportation Services fund the sum of EIGHTY-SEVEN DOLLARS (\$87) to be expended in the Transportation Services fund for transfer to the Capital Projects fund to be used for the APP contribution for the Vine Drive and Jerome Street Intersection Improvements Project.

Section 10. The unexpended and unencumbered appropriated amount of THREE THOUSAND FOUR HUNDRED NINE DOLLARS (\$3,409) in the Capital Projects fund is hereby authorized for transfer to the Cultural Services and Facilities fund and appropriated and expended therein to fund art projects under the APP program.

Section 11. The unexpended and unencumbered appropriated amount of EIGHT HUNDRED SEVENTY-FOUR DOLLARS (\$874) in the Capital Projects fund is hereby authorized for transfer to the Cultural Services and Facilities fund and appropriated and expended therein for the operation costs of the APP program.

Section 12. The unexpended and unencumbered appropriated amount of EIGHTY-SEVEN DOLLARS (\$87) in the Capital Projects fund is hereby authorized for transfer to the Cultural Services and Facilities fund and appropriated and expended therein for the maintenance costs of the APP program.

Section 13. The appropriations herein for the Vine Drive and Jerome Street Intersection Improvements Project are hereby designated, as authorized in Article V, Section 11 of the City Charter, as appropriations that shall not lapse at the end of this fiscal year but continue until the completion of the Project.

Introduced, considered favorably on first reading on June 3, 2025, and approved on second reading for final passage on June 17, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 27, 2025

Approving Attorney: Heather N. Jarvis

Exhibits: None

File Attachments for Item:

17. Resolution 2025-061 Adopting the Transportation Capital Improvement Dashboard as a Methodology and Foundation for the Transportation Capital Improvement Program Prioritization and Planning.

The purpose of this item is to discuss the results of the Transportation Capital Improvement (TCI) Dashboard effort as it relates to the City's Transportation Capital Improvement Program prioritization and planning and to request Council adopt the TCI dashboard as a methodology and foundation for the transportation capital improvement program prioritization and planning. The TCI dashboard is a methodology for evaluating and prioritizing transportation capital projects identified in the Active Modes Plan (AMP), Transportation Capital Projects Prioritization Study (TCPPS), and Strategic Trails Plan (STP) utilizing criteria developed from the City's various strategic plans.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Dana Hornkohl, Capital Projects Manager
Brad Buckman, City Engineer

SUBJECT FOR DISCUSSION

Resolution 2025-061 Adopting the Transportation Capital Improvement Dashboard as a Methodology and Foundation for the Transportation Capital Improvement Program Prioritization and Planning.

EXECUTIVE SUMMARY

The purpose of this item is to discuss the results of the Transportation Capital Improvement (TCI) Dashboard effort as it relates to the City's Transportation Capital Improvement Program prioritization and planning and to request Council adopt the TCI dashboard as a methodology and foundation for the transportation capital improvement program prioritization and planning. The TCI dashboard is a methodology for evaluating and prioritizing transportation capital projects identified in the Active Modes Plan (AMP), Transportation Capital Projects Prioritization Study (TCPPS), and Strategic Trails Plan (STP) utilizing criteria developed from the City's various strategic plans.

STAFF RECOMMENDATION

Staff recommends adoption of the Resolution.

BACKGROUND / DISCUSSION

The TCI [dashboard](#) is a tool that prioritizes the City's various transportation infrastructure investments using criteria aligning with the City's strategic goals and objectives.

Draft dashboard: <https://www.arcgis.com/apps/dashboards/c3651542bd3d40bdb02afde2ea9ea4e0>.

The City has adopted, and will consider adopting, several plans that prioritize specific types of transportation infrastructure improvements including the following:

- [Active Modes Plan](#) (AMP), adopted December 2022
 - High and medium priority/readiness recommendations including spot and network projects.
- [Transportation Capital Projects Prioritization Study](#) (TCPPS), adopted September 2023
 - Larger arterial corridor and intersection projects.
- [Strategic Trails Plan](#) (STP), coming before Council in Summer 2025
 - Grade separated crossings where trails cross arterial roadways and railways.

TCI dashboard does not seek to prioritize maintenance work (street maintenance program), programmatic work (pedestrian sidewalk program and bridge program), primary transit infrastructure (bus rapid transit), or trails outside of arterial corridors. These efforts all have dedicated funding sources and are prioritized based on the specific evaluation criteria for those programs/projects. However, these efforts inform the scope of work of TCI projects (transit, trails, bridges), as well as the coordination/synergy of TCI projects (street maintenance program, pedestrian sidewalk program, transit).

In addition to these specific capital improvement type plans, the City has also adopted several plans and analyses that speak to our strategic goals and inform the selection, implementation, and construction of transportation infrastructure improvements including [City Plan](#), [2024 Strategic Plan](#), [Our Climate Future](#), [Transit Master Plan](#), [Vision Zero Action Plan](#), and the [15-Minute City Analysis](#).

There is a desire to have a data driven approach to prioritize the various infrastructure projects recommended by the plans using criteria that aligns with the recommendations and goals of our governing planning documents. The TCI [dashboard](#) was envisioned as a living tool that would accomplish these goals. The tool could then be updated moving forward by including new projects and updating criteria to match future strategic planning efforts. Newly identified projects can be added as the various transportation infrastructure plans are updated. The criteria, weighting, and scoring can be updated to reflect updates in governing plans, and the prioritization list can be reordered to focus on funding opportunities and sources that emphasize specific criteria, such as air quality, safety, or active modes.

Alignment with Priorities and Objectives

TCI dashboard seeks to further the following 2024-2026 Council Priorities:

1. Improve human and social health for vulnerable populations
4. Advance a 15-minute City by igniting neighborhood centers
6. Reduce climate pollution and air pollution through best practices, emphasizing electrification
8. Advance a 15-minute City by accelerating our shift to active modes

TCI dashboard seeks to further the following strategic objectives:

- HPG 4 Incorporate a management strategy for all new and existing City assets that address deferred maintenance and accessibility.
- NCV 4 Remove obstacles to build interconnected Neighborhood Centers to accelerate progress towards our goal for everyone to have the daily goods and services available within a 15-minute walk or bike ride from home.
- C&R 2 Implement criteria and prioritization to manage assets and replace equipment that will revitalize parks and recreational facilities, as the planned buildout of the parks and trails system continues.
- T&M 1 Make significant progress toward the City's Vision Zero goal to have no serious injury or fatal crashes for people walking, biking, rolling or driving in Fort Collins.
- ENV 1 Implement the Our Climate Future Plan to advance the City's greenhouse gas, energy and waste goals; reduce air pollution; and improve community resilience.

To further the City's priorities and objectives, the TCI dashboard team sought to choose prioritization criteria that directly impacted the scoring of each project. Some criteria overlapped with the existing contributing plans and others are new to the TCI dashboard prioritization effort. The current TCI dashboard prioritization criteria are discussed below.

Criteria (Weighting) and Scoring

- Safety (3)
- GHG Reduction (1)
- Health Equity Index (2)
- Regional Significance/Alignment (1)
- Synergy

- Coordination with Streets Department Maintenance Plan (2)
- Coordination with Utilities Department Capital and Field Operations Projects (2)
- Ability to further the goals of the Urban Forestry Master Plan (2)
- Coordination with capital projects originating from other entities such as water and sewer providers like Fort Collins-Loveland Water District and private utilities such as Xcel (1)
- Community Benefits
 - Bicycle access (3)
 - Pedestrian access (3)

Table 1 shows the connection between specific criteria and the priorities and objectives the criteria seek to address in the prioritization process. The fuller the circle, the closer the alignment to the goal/policy.

Table 1. Criteria versus Community Goals Matrix

Criteria	Community Goals ¹					
	Eliminating Fatal and Serious Injury Crashes by 2032	Encourage Shift to Active Modes	Strengthen Underserved Communities	Improve Resiliency	Enhance Sustainability	Support Community Centers
Safety	●	●	◐	○	○	●
GHG Reduction	◐	●	◐	○	●	◐
HEI	◐	◐	●	●	●	●
Regional Significant/Alignment	○	○	◐	●	○	◐
Synergy (Streets)	○	◐	◐	●	●	◐
Synergy (Utilities)	○	○	◐	●	○	○
Synergy (Forestry)	○	◐	◐	○	●	○
Synergy (Other)	○	○	◐	◐	◐	○
Community Benefit (Bikes)	●	●	●	◐	◐	●
Community Benefit (Pedestrians)	●	●	●	◐	◐	●

1. Community goals aggregated from various relevant plans including: the 2024 Strategic Plan, Our Climate Future, 15-Minute City Analysis, Active Modes Plan, and Vision Zero Action Plan.

The criteria (weighting) depicted above was arrived at after careful consideration and robust discussion of the various groups that plan, deliver, and maintain transportation infrastructure for the City. Also included in this dialog were groups that are primarily responsible for advancing the strategic priorities the TCI seeks to advance. Representatives from FC Moves, the Equity and Inclusion Office, Traffic Operations, Streets, Parks (including Forestry and Park Planning and Development), and Engineering have all played roles in developing the TCI dashboard. Scoring for criteria ranges between values of 1 to 5. Several weighting scenarios were considered including options that focused on active modes as well as regional and federal funding sources. The Score (Base) depicted in the TCI [dashboard](#) was also developed through staff discussion and input.

Environmental Considerations

During earlier conversations with Councilmembers there was a question on how environmental impacts are considered when prioritizing transportation infrastructure projects. Specifically, environmental impacts are considered at every stage of the life of a project, from conceptualization to construction. During the study/plan phase, conceptual projects are evaluated to determine if their environmental impacts are too great for inclusion for future prioritization and implementation. Impacts to environmentally sensitive areas such as riparian corridors, wildlife habitat, and wetlands can change the scope of work or eliminate projects from consideration. Once transportation projects are identified in the contributing plans, the TCI dashboard tool helps prioritize projects using two specific environmentally related criteria: 1) their ability to reduce

greenhouse gas emissions and 2) their synergy with the Urban Forestry Master Plan. During the design and permitting phase, the project team focuses on minimizing environmental impacts caused by the project and its construction. Minimizing and mitigating loss of tree canopy, working with various stakeholders to further their environmental stewardship goals, evaluating projects to provide riparian and wildlife corridors where they make sense, and limiting the footprint of projects are all examples of how environmental impacts are considered during the design phase. Finally, providing robust oversight during the construction phase is key to ensuring planning and design considerations are fully implemented, and that all environmental regulations are followed by contractors and project partners.

The tool includes a fiscally constrained scenario that assumes certain levels of local, regional, and federal funding consistent with current levels. Assumptions have also been made about the number of projects that can be completed each year. Projects from the contributing plans have been bundled into typical capital project sizes based on project cost and proximity. Projects from contributing plans can be viewed individually or in bundles with TCI dashboard numbers. As projects are completed the tool will be updated to show this progress. The tool can be utilized to identify projects that may be better candidates for certain types of funding. The tool shows projects that are included in a fiscally constrained scenario (Programmed) in orange. Projects that are not able to be completed in this scenario are depicted in blue. As project scoring is updated, projects may move in and out of the Programmed scenario. For example, if a particular intersection or corridor sees an increase in serious injury or fatal crashes the safety score may increase, and the associated capital project will be reprioritized. A list of Programmed projects is included as **Attachment 1**.

Note: The Strategic Trails Plan has not been finalized and adopted at this time. Once this effort is complete, the grade separated crossings included in this plan will be updated in the TCI dashboard tool.

Primary work on the TCI dashboard effort began in April 2024 and Olsson Associates was engaged to help develop and implement the tool. The effort was first brought to Council's attention in August 2023 as part of finalizing and adopting the TCPPS. Updates on progress on the TCI effort were provided to Council in August 2024 as part of the update on the 15-Minute City efforts. In November 2024, staff presented an update on the effort to the Local Legislative Affairs Committee. Staff received feedback from Council at the January 14, 2025, work session. Councilmembers inquired how the TCI dashboard would be shared with the public. Project information from the TCI dashboard will be included in the City's updated project web pages currently being implemented by the Communications and Public Involvement Office (CPIO). CPIO staff are working to simplify and streamline current and future project information for website users. Finally, staff presented the TCI dashboard to the Transportation Board for additional discussion on April 16, 2025. The Board was receptive to the TCI dashboard and methodology.

The finalized Transportation Capital Improvement [dashboard](#) is being brought before Council to adopt it as a methodology and foundation for the transportation capital improvement program prioritization and planning. A detailed explanation of the methodology as well as the dashboard standard operating procedure is included as an exhibit.

CITY FINANCIAL IMPACTS

None.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

The TCI dashboard and methodology were presented at the Local Legislative Affairs Committee on November 22, 2024. The dashboard and methodology were presented to the Transportation Board on April 16, 2025. The Board was supportive of the effort (**Attachment 2**). The TCI dashboard was brought before Council at the January 14, 2025, work session.

PUBLIC OUTREACH

The AMP and TCPPS included robust public outreach efforts leading up to their adoption by Council. The STP has also included a well-organized public outreach effort in advance of seeking adoption by Council later this Summer.

ATTACHMENTS

1. Draft TCI Project List, October 17, 2024
2. Transportation Board Minutes, April 16, 2025 (excerpt)
3. Resolution 2025-061

TECH MEMORANDUM

Date:	10/17/2024
RE:	10-Year TCIP Updated Fiscally Constrained TCIP
To:	Brad Buckman PE Dana Hornkohl PE
From:	Chris Rolling, PE
Project #	021-06642-F

Table 1. Criteria versus Community Goals Matrix

Criteria	Community Goals ¹					
	Eliminating Fatal and Serious Injury Crashes by 2032	Encourage Shift to Active Modes	Strengthen Underserved Communities	Improve Resiliency	Enhance Sustainability	Support Community Centers
Safety	●	●	◐	○	○	●
GHG Reduction	◐	●	◐	○	●	◐
HEI	◐	◐	●	●	●	●
Regional Significant/Alignment	○	○	◐	●	○	◐
Synergy (Streets)	○	◐	◐	●	●	◐
Synergy (Utilities)	○	○	◐	●	○	○
Synergy (Forestry)	○	◐	◐	○	●	○
Synergy (Other)	○	○	◐	◐	◐	○
Community Benefit (Bikes)	●	●	●	◐	◐	●
Community Benefit (Pedestrians)	●	●	●	◐	◐	●

1. Community goals aggregated from various relevant plans including: the 2024 Strategic Plan, Our Climate Future, 15-Minute City Analysis, Active Modes Plan, and Vision Zero Action Plan.



DRAFT 10 YEAR TCIP SUMMARY BY YEAR

1. Considerations during draft programming:
 - a. Capping of annual budgets around \$10-\$12 million. (\$100 million +/- total program)
 - b. Honoring previous commitments like grant funding timelines or other known project preludes (e.g. NW Arterial Study for the Shields corridor through downtown)
 - c. Spatial analysis of time progression (e.g. avoiding construction on adjacent corridors or logical sequencing of projects along a corridor)
 - d. Project distribution by plan source.
 - e. *Spatial analysis of investment by council district or similar (in progress)*
2. As we review consider:
 - a. *Are there other considerations from those listed above that need to be included.*
 - b. *Are the projects or annual programs of appropriate size/scope?*
 - c. *Are there critical corridors or intersections that need to be included?*
 - d. *What interdepartmental coordination is needed to accomplish the program and is that feasible?*

2025 (\$2.8 million)

- Begin design for TCIP-002, TCIP-028, TCIP-030, TCIP-033, TCIP-039, TCIP-04, TCIP-078, TCIP-079

2026 (\$10.0 million)

- **TCIP-002: S. Taft Hill Road – Horsetooth to Elizabeth** – Separated Bike Lanes and spot improvements
- **TCIP-028: N. College – Magnolia to Willow** – AMP signal operations improvements.
- **TCIP-030: W. Mulberry – Taft to Mason** – AMP signal operations and spot improvements
- **TCIP-033: E. Harmony – Taft to Lemay** – Separated bike lanes
- **TCIP-039: Redwood – Vine to Conifer** – Buffered bike lanes and grade separated crossings
- **TCIP-078: E. Mulberry – College to Greenfield** – Adaptive signal corridor
- **TCIP-079: Various** – Various intersection spot improvements citywide (HSIP grant)

2027 (\$11.2 million)

- **TCIP-004: S. Shields – Davidson to Mountain (Yr. 1)** – Separated bike lanes, spot improvements, and grade separation
- **TCIP-081: Various** intersection improvements along Harmony Drive

2028 (\$10.0 million)

- **TCIP-004: S. Shields – Davidson to Mountain (Yr. 2)**

2029 (\$11.4 million)

- **TCIP-005: S. Shields – Hillsdale to Davidson (Yr. 1)** – Separated bike lanes and spot improvements
- **TCIP-020: W. Drake – Taft to College** – Separated bike lanes, signal improvements
- **TCIP-090: E. Harmony – Mason to Boardwalk** – Corridor and median improvements
- **TCIP-080: Various** – 2027 HSIP Grant signal improvements
- **TCIP-029: W. Prospect – Sheely to College** – Intersection improvements along alignment
- **TCIP-050: Laurel – Shields to Endicott** – Separated bike lanes and PHB at Armstrong Ave



- **TCIP-001: S. Taft Hill Road – Elizabeth to Laporte** – Intersection improvements, separated bike lanes

2030 (\$11.0 million)

- **TCIP-005: S. Shields – Hillsdale to Davidson (Yr. 2)**
- **TCIP-063: S. College – Carpenter to Harmony (Yr. 1)** – Sidepaths, grade separated and enhanced crossings
- **TCIP-037: Willox – Shield to College** – Intersection improvements, sidepath

2031 (\$14.9 million)

- **TCIP-043: Timberline – Prospect to Vine (Yr. 1)** – Separated bike lanes s/o Mulberry Median replacement intersection improvements throughout
- **TCIP-063: College – Carpenter to Harmony (Yr. 2)**

2032 (\$15.0 million)

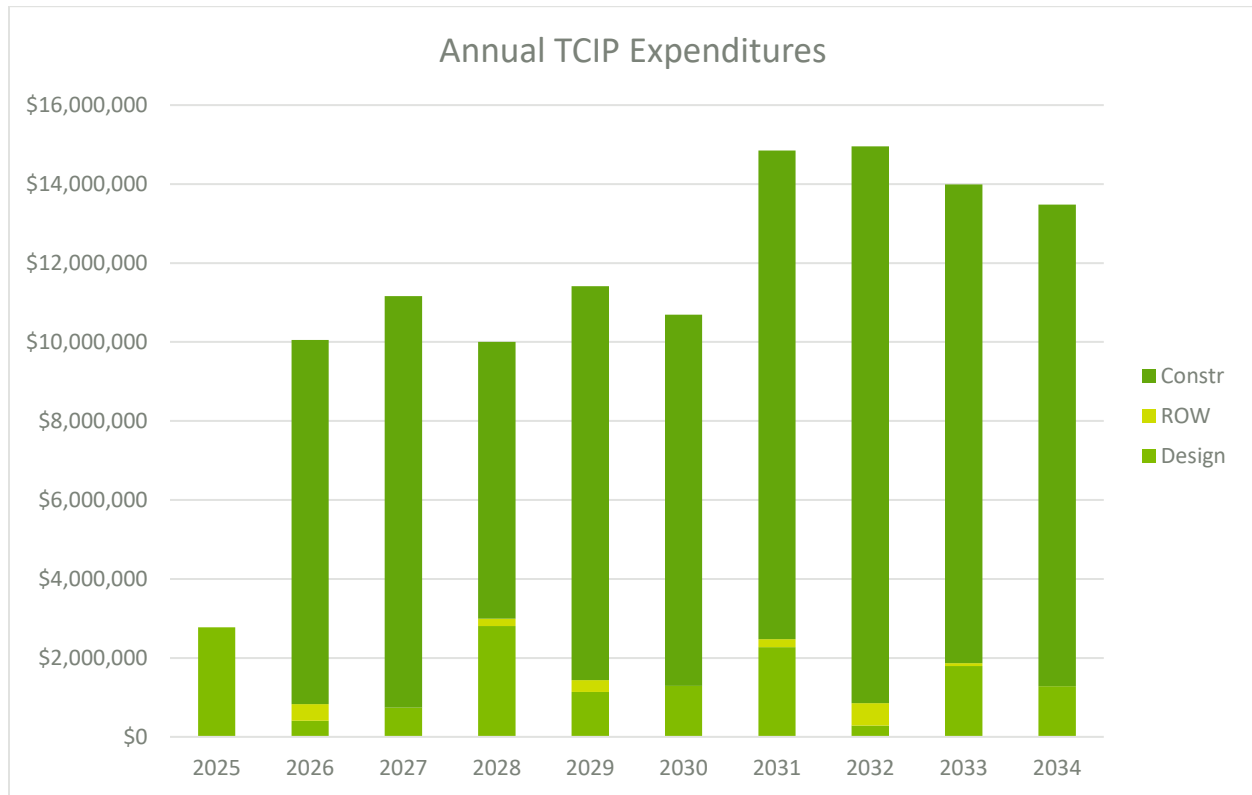
- **TCIP-043: Timberline – Prospect to Vine (Yr. 2)**
- **TCIP-089: College – Olive to Cherry** – Corridor study and various intersection improvements
- **TCIP-025: Horsetooth – Horsetooth Ct. to Shields** – Sidepaths, signal modifications, and Grade separated crossings

2033 (\$14.0 million)

- **TCIP-056: Overland Trail – Drake to Elizabeth** – Separated bike lanes with grade separated crossings
- **TCIP-062: S. College – Harmony to Laurel (Yr. 1)** – Sidepaths with intersection/median improvements

2034 (\$13.5 million)

- **TCIP-062: S. College – Harmony to Laurel (Yr. 2)**
- **TCIP-031: E. Mulberry – College to Riverside** – Signal operation improvements
- **TCIP-084: E. Prospect – Heatheridge** – Replace signal, minor improvements
- **TCIP-015: Lake – Shields to Mason** – Separated bike lanes, intersection redesigns, RRFB at Aggie Trail
- **TCIP-016: Centre Avenue/Phemister Road/Rolland Moore/Tulane** – Separated bike lanes or bike boulevard, spot improvements
- Begin design for the following:
 - TCIP-024: Horsetooth – Shields to Mason** – Signal operation improvements
 - TCIP-027: Boardwalk – Harmony to John F Kennedy** – Pedestrian crossing improvements
 - TCIP-049: Elizabeth – Overland Trail to Shields** – Separated bike lanes
 - TCIP-059: John F Kennedy – Harmony** – Intersection improvement



Plan Source	By Project Count			By Project Budget		
	In 10-yr TCIP	Total	Pct.	In 10-yr TCIP	Total	Pct.
AMP (Near-term)	58	112	52%	\$16,911,800	\$41,184,500	41%
AMP (Mid-term)	37	96	39%	\$37,911,400	\$73,301,800	52%
Grants	27	27	100%	\$5,636,362	\$5,636,362	100%
Bridge Replacement	0	9	0%	\$0	\$15,000,000	0%
Median Replacement	30	45	67%	\$706,130	\$1,112,510	63%
Strategic Trails Plan	13	68	19%	\$6,500,000	\$33,500,000	19%
TCPPS	18	44	41%	\$37,970,400	\$218,995,400	17%
Total	183	401	46%	\$105,636,092	\$388,730,572	27%

MINUTES

CITY OF FORT COLLINS • BOARDS AND COMMISSIONS



Item 17.

TRANSPORTATION BOARD

TYPE OF MEETING – REGULAR

April 16, 2025, 6:00 p.m.

Online Via Zoom or In-Person at 281 North College

FOR REFERENCE:

Chair:	Ed Peyronnin
Vice Chair:	Alexa Nickoloff
Council Liaison:	Susan Gutowsky
Staff Liaison:	Melina Dempsey

1. CALL TO ORDER

Chair Peyronnin called the meeting to order at 6:00 PM.

2. ROLL CALL

BOARD MEMBERS PRESENT:

Ed Peyronnin, Chair
Alexa Nickoloff, Vice Chair
James Burtis
Lourdes Alvarez
Emily Felton
Amanda Finch
Ryan Noles
Michael Hooker
David Baker

CITY STAFF PRESENT:

Rachel Ruhlen
Brad Buckman
Dana Hornkohl

PUBLIC PRESENT:

None

BOARD MEMBERS ABSENT:

None

3. AGENDA REVIEW

Chair Peyronnin stated there are no changes to the published agenda.

4. PUBLIC PARTICIPATION

None.

TRANSPORTATION BOARD

TYPE OF MEETING – REGULAR

5. APPROVAL OF MINTUES – MARCH 2025

Alvarez made a motion, seconded by Finch, to approve the March 2025 minutes to be amended with a missing name. The motion was adopted unanimously with Hooker, Noles, and Vice Chair Nickoloff abstaining.

6. UNFINISHED BUSINESS

None.

7. NEW BUSINESS

a. New Board Member Introductions

Chair Peyronnin welcomed new members Michael Hooker and Ryan Noles. Members introduced themselves and commented on their interest in transportation issues. Dempsey also introduced herself and discussed her history and interest in transportation. Members commended Dempsey on her work as the staff liaison.

b. Transportation Capital Improvement Program – Brad Buckman and Dana Hornkohl, Engineering

Brad Buckman, City Engineer, stated the transportation capital improvement (TCI) is a tool that prioritizes the various transportation infrastructure investments as outlined in various plans, including the Active Modes Plan, the Transportation Capital Projects Prioritization Study, and the Strategic Trails Plan, using criteria aligning with the City's strategic goals and objectives. He outlined project goals and deliverables, noting safety is the top priority and Vision Zero is a fundamental goal, alignment with the Active Modes Plan and Strategic Trails Plan is a goal, and project planning and execution aims for better environmental outcomes by decreasing congestion and supporting mode shift. Additionally, he noted projects include aspects of community, equity, the environment, and future BRT planning.

Buckman stated the TCI is a cornerstone of the 15-minute city planning efforts and discussed how the TCI aligns with various other Council priorities and strategic objectives. He also discussed TCI alignment with community goals, including eliminating fatal and serious injury crashes by 2032, encouraging the shift to active modes, strengthening underserved communities, improving resiliency, and supporting community centers. Buckman stated TCI is an interactive and GIS based tool that is both flexible and dynamic and able to adjust based on evolving grant programs and funding.

Dana Hornkohl, Capital Projects Manager, stated the goal of the TCI dashboard is to take the projects that have come out of various plans and compare them to six evaluation criteria to prioritize them, with the criteria including safety, reducing greenhouse gas emissions, considering the health equity index, regional significance

TRANSPORTATION BOARD

TYPE OF MEETING – REGULAR

and alignment, synergy with other projects, and community benefits.

Hornkohl discussed the dynamic tool used to prioritize projects based on the aforementioned criteria. He noted the high injury network was identified as part of the Vision Zero plan, and as that plan is updated, the high injury network will be updated, and that is the primary scoring mechanism for safety for these projects.

Hornkohl discussed the weighting scheme utilized for the criteria which was primarily developed by benchmarking projects based on stakeholder input from Traffic Operations, FC Moves, long-range planning within Planning, Development, and Transportation, and Engineering. He noted the weighting scheme can be easily changed based on grant opportunities. He stated the online tool shows the projects table, scoring data, and a map of the projects, and he detailed the Shields Street protected infrastructure projects.

Chair Peyronnin noted roundabouts are safer than traditional signalized intersections and asked why they are not utilized more often. Buckman replied roundabouts are a primary mechanism for new projects; however, right-of-way acquisition, cost, and traffic counts must be considered. He noted there are plans for a protected roundabout at Elizabeth and Overland Trail and a two-lane roundabout at Carpenter and Timberline. He stated staff does appreciate the solution of roundabouts as it gets closer to the Vision Zero goals.

Chair Peyronnin noted state of Virginia research indicated the cost of a roundabout intersection is about half that of a conventional signalized intersection once fatalities and insurance are factored in.

Felton asked how the Board can support roundabouts being the default choice. Buckman replied the Board can continue to provide memos to Council and stated the City does try to implement roundabouts as much as possible.

Members discussed various areas of the city that require safety improvements, particularly the Harmony corridor. Buckman noted the arterial road network is synonymous with the high injury network.

Buckman noted the Community Capital Improvement Program tax dollars are indispensable to this program. Additionally, he noted the tax is up for renewal in November. He commented on the Transportation Capital Expansion Fee which requires developers to pay into the system.

Staff noted the online tool will be part of an overall capital project delivery map, which is intended to be a one stop shop for all capital projects. Additionally, it was noted the tool will be adopted by Council at the May 20th meeting.

RESOLUTION 2025-061
OF THE COUNCIL OF THE CITY OF FORT COLLINS
ADOPTING THE TRANSPORTATION CAPITAL IMPROVEMENT
DASHBOARD AS A METHODOLOGY AND FOUNDATION FOR THE
TRANSPORTATION CAPITAL IMPROVEMENT PROGRAM
PRIORITIZATION AND PLANNING

A. The purpose of this item is to adopt the Transportation Capital Improvement (“TCI”) dashboard as a methodology and foundation for the transportation capital improvement program prioritization and planning.

B. The TCI dashboard is a geographic information system (“GIS”) based project management tool that supports the TCI process. Exhibit A attached hereto and incorporated herein, is a technical memorandum that summarizes the methodology and standard operating procedures for the TCI dashboard. The TCI dashboard is a methodology for evaluating and prioritizing transportation capital projects identified in the City’s capital improvement type plans, including the Active Modes Plan (“AMP” adopted December 2022), Transportation Capital Projects Prioritization Study (“TCPPS” adopted September 2023), and Strategic Trails Plan (“STP” scheduled for City Council consideration in Summer 2025). The TCI dashboard uses criteria developed from the City’s various strategic plans and analyses that speak to the City’s strategic goals and inform the selection, implementation, and construction of transportation infrastructure improvements including City Plan, 2024 Strategic Plan, Our Climate Future, Transit Master Plan, Vision Zero Action Plan, and the 15-Minute City Analysis.

C. The TCI dashboard does not seek to prioritize maintenance work (street maintenance program), programmatic work (pedestrian sidewalk program and bridge program), primary transit infrastructure (bus rapid transit), or trails outside of arterial corridors. These efforts all have dedicated funding sources and are prioritized based on the specific evaluation criteria for those programs and projects. However, these efforts inform the scope of work of TCI projects (transit, trails, bridges), as well as the coordination/synergy of TCI projects (street maintenance program, pedestrian sidewalk program, transit).

D. The TCI dashboard is a data driven approach to prioritize the various infrastructure projects recommended by the plans using criteria that aligns with the recommendations and goals of the City’s governing planning documents.

E. The TCI dashboard was envisioned as a living tool that can be updated moving forward by including new projects and updating criteria to match future strategic planning efforts. Newly identified projects can be added as the various transportation infrastructure plans are updated. The criteria, weighting, and scoring can be updated to reflect updates in governing plans, and the prioritization list can be reordered to focus on funding opportunities and sources that emphasize specific criteria, such as air quality, safety, or active modes.

F. The TCI dashboard includes consideration of environmental impacts and fiscal constraints, and the initial TCI dashboard criteria weighting and scoring was arrived at after careful consideration and robust discussion of the various groups that plan, deliver, and maintain transportation infrastructure for the City. The criteria includes: safety, greenhouse gas reduction, health equity index, regional significance/alignment, synergy, coordination with Streets Department Maintenance Plan, coordination with Utilities Department Capital and Field Operations Projects, ability to further the goals of the Urban Forestry Master Plan, coordination with capital projects originating from other entities such as water and sewer providers like Fort Collins-Loveland Water District and private utilities such as Xcel, community benefits, bicycle access, and pedestrian access.

G. Primary work on the TCI dashboard began in April 2024 and Olsson Associates was engaged to help develop and implement the tool. This work was first brought to the City Council's attention in August 2023, as part of finalizing and adopting the TCPSPS. Updates on progress on the TCI effort were provided to City Council in August 2024 as part of the update on the 15-Minute City efforts. In November 2024, City staff presented an update on the TCI dashboard to the Local Legislative Affairs Committee. City staff received feedback from Council at the January 14, 2025, Work Session. City staff presented the TCI dashboard to the Transportation Board for additional discussion on April 16, 2025, and the Board was receptive to the TCI dashboard and methodology.

H. The City Council finds and determines that it is in the best interests of the City to adopt the TCI dashboard as a methodology and foundation for the transportation capital improvement program prioritization and planning, and that using the TCI dashboard advances the public's health, safety, and welfare by facilitating improvement of the City's multimodal transportation safety and infrastructure.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS that the City Council hereby adopts the Transportation Capital Improvement dashboard, as described in Exhibit A, as a methodology and foundation for the transportation capital improvement program prioritization and planning.

Passed and adopted on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 3, 2025

Approving Attorney: Heather N. Jarvis

Exhibits: Exhibit A - Transportation Capital Improvements Methodology Dashboard
Standard Operating Procedure memorandum, dated May 20, 2025



- ☐ Overnight
☐ Regular Mail
☐ Hand Delivery
☐ Other: _____

MEMO

To:	Dana Hornkohl, PE
From:	Chris Rolling, PE Jenna Friesen
RE:	Transportation Capital Improvements (TCI) Methodology Dashboard Standard Operating Procedure (SOP)
Date:	May 20, 2025
Project #:	City Proj. No. 9444-WO-Olsson-TCIP Olsson Proj. No. F21-06642

Introduction

The Fort Collins Transportation Capital Improvements (TCI) consolidates multiple city transportation plans into a unified list. This involves creating capital projects, developing performance-based scoring criteria, and integrating them into a fiscally constrained ten-year plan using a GIS-based dashboard. TCI is grounded in community objectives such as traffic safety, active transportation, emission reduction, support for community centers, and enhanced resiliency and sustainability, aligning projects with community goals and federal requirements.

This technical memorandum summarizes the methodology and Standard Operating Procedure (SOP) document for a Geographic Information System (GIS) based project management dashboard which supports the TCI process. This document provides a comprehensive guide to processes and tools, ensuring consistency in development and management of capital projects. It describes processes to develop the Project List, Scoring and Background GIS Layers, Scoring Rubric, and the interactive features of the GIS dashboard. The memo includes the following main topics.

- Project List
- Scoring and Background GIS Layers
- Scoring Process
- Dashboard & Functionality
- Use Cases

Project List

The Project List was compiled using projects listed in the Active Modes Plan (AMP), Transportation Capital Project Prioritization Study (TCPPS), Highway Safety Improvement Program (HSIP) Funding Awards, proposed at-grade crossings from the Strategic Trails Master Plan, and the list of bridge improvements from the City. Once all these projects were compiled, Olsson “grouped” projects by geographic location and by proposed project type. Once projects were grouped, these became known as the “TCI” Project and were assigned an associated TCI number (e.g. TCI-001, TCI-002, etc.). These projects were mapped in GIS and kept in an Excel spreadsheet with the TCI Project numbers and additional project details such as location, scope, project types, cost, and status.

Scoring and GIS Layers

To establish a prioritization process, six scoring categories were developed which included: greenhouse gas reduction, safety, health equity index, community benefit, regional significance, and synergy. Each of these categories included one if, not multiple GIS layers to use in the scoring process. Those layers are listed in the **Table 1**. These data layers were used in the scoring process which was completed in GIS using a combination of manual scoring and geospatially using intersect analysis.

Category	Dataset	Format	Source
Greenhouse Gas Reduction	City Bus Routes and Stops	Spatial (shapefile)	Fort Collins GIS
Greenhouse Gas Reduction	2045 Regional Significant Transit Corridors	Spatial (shapefile)	North Front Range MPO
Safety	LOSS Intersections	Spatial (shapefile)	Fort Collins 2022 Annual Roadway Safety Report (PDF)
Safety	High Injury Network	Spatial (shapefile)	Fort Collins GIS
Equity	Health Equity Index	Spatial (shapefile)	Fort Collins GIS
Regional Significance	2045 Regional Significant Corridors	Spatial (shapefile)	North Front Range MPO
Community Benefit	Bike Scores	Spatial (shapefile)	Fort Collins 15-minute City Plan
Community Benefit	Pedestrian Scores	Spatial (shapefile)	Fort Collins 15-minute City Plan
Synergy	Street Maintenance Efforts	Spatial (shapefile)	Fort Collins Streets Maintenance Program
Synergy	Known Utility Projects	Spatial (shapefile)	Fort Collins GIS
Synergy	Forestry Land Cover Metrics	Spatial (geodatabase)	Fort Collins GIS
Synergy	Project Coordination Projects	Spatial (shapefile)	Fort Collins GIS

TABLE 1 – SCORING CRITERIA DATA SUMMARY

Scoring Process

The primary method when scoring the TCI projects was using the intersect analysis geospatial processing method, which is used to determine the common areas between different spatial datasets. Essentially, it overlays multiple layers of geographic information to identify where they overlap. In this process, the TCI Projects layer overlaid all the scoring layers listed in the table, and assigned a value based on the overlap. If a project overlapped a scoring layer, the scoring criteria was then applied to the TCI Project. The scoring criteria can be found in the tables below.

GHG Reduction			
Does the project support vehicle electrification?	Does the project connect to transit?	Does the project support active modes?	Score
No	No	No	1
Yes	No	No	2
No	No	Yes	3
No	Yes	No	3
No	Yes	Yes	4
Yes	Yes	Yes	5

TABLE 2 – GHG REDUCTION SCORING RUBRIC

The greenhouse gas reduction category was analyzed using spatial information such as transit routes and bus stops as well as active mode information to determine its score. If a project intersected a transit route or was within a short distance of a transit stop, then it would score higher. Additionally, if the Project's description had an indicator that it would support vehicle electrification, then it was scored accordingly.

Safety	
Safety Elements	Score
Not HIN or FI LOSS 3 or 4	1
Not on HIN, but FI/LOSS 3 or 4	2
On HIN	3
On HIN and FI LOSS 3	4
On HIN and FI LOSS 4	5

TABLE 3 – SAFETY SCORING RUBRIC

The safety score was determined using the city's High Injury Network (HIN) as well as the Level of Safety Service (LOSS) at the top 50 intersections identified in the Fort Collins 2022 Safety Report. As indicated in the Safety Scoring table, if a project is along the HIN or near an intersection with LOSS 3 or 4, or a combination of these layers, the score reflects the Project's relation to those safety concerns.

Health Equity Index		
Low Range	High Range	Score
0	60	1
61	75	2
76	90	3
91	95	4
96	100	5

TABLE 4 – EQUITY SCORING RUBRIC

Health Equity was scored using the City's Health Equity Index. Each census tract is given a HEI score (HEI score in attribute table). When a Project intersected the HEI layer, the TCI score would be determined based on the intersection of the HEI score (e.g. TCI-057 intersects an HEI score of 54, therefore it gets a TCI score of 1). Note: if a Project intersected multiple HEI zones, the highest HEI score will determine the TCI Project score (e.g. TCI-001 intersects HEI scores of 15, 54, 92, and 100. This TCI project will get a score of 5).

Regional Significance/Alignment	
Alignment	Score
Not along a regional significant route	1
Partially along a regional significant route	3
Along a regional significant route	5

TABLE 5 – REGIONAL SIGNIFICANCE SCORING RUBRIC

The Regional Significance and Alignment layers were analyzed manually by reviewing each TCI Project and seeing if the project or a portion of the project was along a 2045 Regional Corridor identified by the North Front Range MPO.

Community Benefit		
Walking & Biking Scores	Rating	Score
0-35	Very Poor	1
36-60	Poor	2
61-80	Fair	3
81-90	Good	4
91-100	Very Good	5

TABLE 6 – COMMUNITY BENEFIT SCORING RUBRIC

The Community Benefit Scores were scoring using the geospatial intersect analysis method and determining the Project's score based on the bike or pedestrian's layer's score from the 15-minute City Plan. Like the HEI score, if the Project intersected multiple bike or pedestrian scores, the highest bike or pedestrian score was used for the TCI score (e.g. TCI-001 intersected 13 different bike scores, and the highest bike score in that intersect was 77.8, therefore the TCI-001 scored a 3 in the Bike Community Benefit category).

Synergy (Streets, Utilities, Other Projects)	
Value	Score
Not aligned with other projects.	1
-	-
Partially aligned with other projects	3
-	-
Aligned with other projects	5

TABLE 7 – SYNERGY (STREETS, UTILITIES, OTHER PROJECTS) SCORING RUBRIC

Synergy (Forestry)	
Value	Score
0 -10	5
11 - 20	4
21 - 30	3
31- 40	2
41+	1

TABLE 8 – SYNERGY (FORESTRY) SCORING RUBRIC

Synergy was scored using the Street Maintenance, Project Coordination, and Urban Forestry layers provided by the City. The Street maintenance and Project Coordination layers showed the locations of upcoming street maintenance as well as various projects listed by department and company throughout the city. The Project Coordination layer was reduced to City projects that intersected the TCI Projects GIS layer and then those projects were categorized as street projects, utility, projects, or other projects. The Synergy Streets score was determined based on the TCI Projects' alignment with the Street Maintenance layer, while the Synergy Utilities and Synergy Other categories were scored based on the TCI Projects' alignment with the Project Coordination layer. The Synergy Forestry category was scored with the Urban Forestry layer's canopy percent. The TCI Project layer was intersected with the Forestry layer and scored based on the percentage of canopy coverage. The higher score indicates the need for increased tree canopy for an area. (e.g. TCI-001 intersecting canopy coverage percentages ranging from 20 to 37 percent, therefore receiving a score of 2).

Once all the scoring analysis is completed, scores are recorded in the TCI Project spreadsheet under each category. A weighting was applied to the scores which is designed to create a project list that emphasize the criteria that directly reflect community's needs and values. The weighting scheme, designed to create a maximum score of 100, is shown in **Table 9** below.

Safety	GHG	HEI	Regional	Synergy (Streets)	Synergy (Utilities)	Synergy (Forestry)	Synergy (Other)	Community (Bike)	Community (Pedestrian)
3	1	2	1	2	2	2	1	3	3

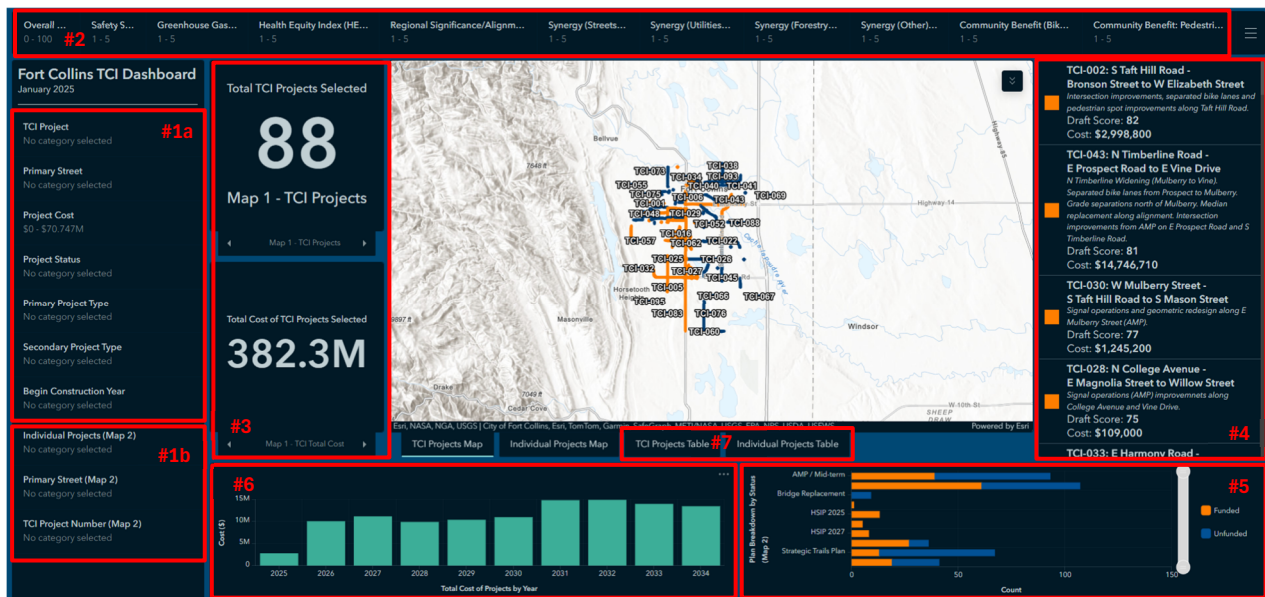
TABLE 9 – WEIGHTING SCHEME

Costing and scheduling are also calculated in the Project spreadsheet. Once all the scoring, costing, and scheduling are calculated, the spreadsheet can be joined to the TCI Project GIS layer. An unformatted copy of the TCI Project Scores tab from the master TCI Project List spreadsheet is used to populate the TCI Projects GIS layer. Once the TCI Project Scores is exported to a separate spreadsheet, displaying the spreadsheet values only (no formulas), then it can be added into ArcGIS Pro and spatially joined to the TCI Project layer using the TCI Project Number to join. Values from the spreadsheet are copied into the appropriate attribute fields using the Field Calculator.

Dashboard & Functionality

In ArcGIS Online, an interactive dashboard was created to display the TCI Projects and associated project scoring. ArcGIS dashboards provide information on a single screen with location-based analytics and interactive data visualizations. Dashboards integrate spatial data so users can visualize patterns, trends, and relationships. The TCI Project dashboard was set up so Fort Collins staff can view all the TCI Projects, and sort and filter Projects based on project information like location, status, cost, project type, and scoring. The dashboard consists of the TCI Project overview map, which displays all the TCI Projects that are listed in the spreadsheet. The TCI Project dashboard can be used to sort/filter TCI Projects and their associated information.

FIGURE 1 – DASHBOARD OVERVIEW



- The left panel includes the selector list.
 - The top left portion of the panel includes predefined selectors allow users to sort, and filter based on various Project attributes for the TCI Projects Map, TCI Projects List, and main panels.
 - The bottom left panel includes filters for Individual Projects Map and Individual Projects List. This map is located behind the TCI Projects Map and can be accessed by clicking on the "Individual Projects Map" tab.
- The top panel includes scoring filters. Users can adjust the scores to see how projects were scored.
- Total TCI Projects Selected and Total Cost of TCI Projects Selected Indicators. Indicators tell users the total number of projects and project costs that are selected. Note that there are indicators for Map #2: Individual Projects Maps under the displayed indicators. Use the arrows below the indicators to toggle between the two different indicators.
- TCI Project List. This list is dynamic and adjusts as project selections are made. This list is organized to display highest draft scores based on the current selection.
- Plan Breakdown by Status (Map 2) graph. This graph shows the number of projects from each City Plan that are included within the TCI Project selection.
- Total Cost of Projects by Year graph. This graph adjusts based on the projects selected.
- Tables. The Tables tab includes the attribute table for the TCI Projects Map and Map #2: Individual Projects' tables and displays projects based on the current selection of projects.

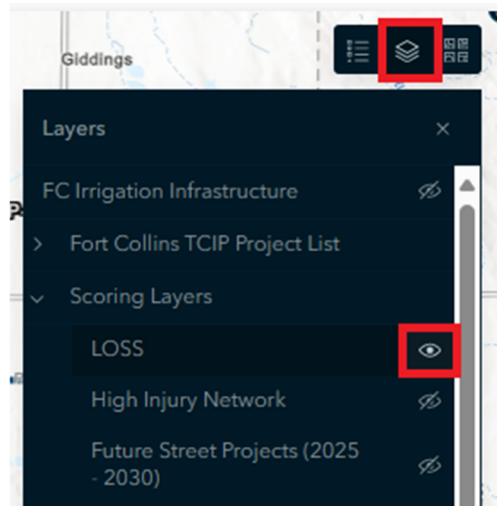
Dashboard Maps

There are two different maps within the TCI Project dashboard. These maps can be toggled between the two by clicking on the map tabs shown directly below each map. The main map in the TCI Project dashboard is the TCI Projects map which is linked to most of the other dashboard elements such as the selectors, indicators, and project list. Map 2, which is referred to as the Individual Projects Map displays all the individual projects from the City's different plans. There are selectors built into the left panel to sort on the individual projects layer. Those selectors have "(Map 2)" associated with the selector name.

Background and Scoring Layers

Each map in the dashboard has additional GIS layers that can be toggled on and off. Those can be found under the Layers button on the top right of the map screen. To turn on and off the background/scoring layers, click on the eyeball icon next to each layer.

FIGURE 2 – SCORING LAYERS



Project Editing

The TCI Projects layer has been enabled for staff editing. The only field that is enabled for editing is the Project "Status" field. *(Note: all the other fields are Read Only to prevent from accidental editing.)* To edit this field, click on the TCI Projects Table, and click on the pencil button on the left side of each Project row.

Use Cases

Project Management - Editing Status

The TCI Projects layer has been enabled for staff editing. The only field that is enabled for editing is the Project “Status” field. *(Note: all the other fields are Read Only to prevent from accidental editing.)* To edit this field, click on the TCI Projects Table, and click on the pencil button on the left side of each Project row.

FIGURE 3 – PROJECT EDITING – PROJECT LIST VIEW

	TCIP Project Number	Primary Street	Project Limits 1	Project Limits 2	Project Cost	Status	Overall Score	Safety Score	GHG Reduct.
	TCI-032	W County Road 38 E	Red Fox Road	S Taft Hill Road	1,600,000	Unfunded	48	1	4
	TCI-067	S Ziegler Road	S Kechter Road	-	1,500,000	Unfunded	48	1	1
	TCI-086	Suniga Road	Lindenmeier Road	N Timberline Road	27,439,000	Unfunded	48	1	4
	TCI-094	N Turnberry Road	E Vine Drive	County Road 50	8,000,000	Unfunded	46	1	1
	TCI-074	Cherry Street	Lindenmeier Road	Maple Street	6,000,000	Unfunded	45	1	1
	TCI-095	Taft Hill Road	LC Landfill	Fromme Prairie	1,000,000	Unfunded	45	1	1
	TCI-036	N Timberline Road	Sykes Drive	E Suniga Road	70,747,000	Unfunded	45	2	3
	TCI-046	E Harmony Road	at UPRR Railroad	-	1,000,000	Unfunded	44	1	3
	TCI-061	Various	-	-	1,500,000	Unfunded	44	1	1
	TCI-066	Power Trail	-	-	1,000,000	Unfunded	44	1	1
	TCI-071	Laporte Avenue	N Impala Drive	Briarwood Road	500,000	Unfunded	44	3	3
	TCI-068	Various	-	-	1,000,000	Unfunded	42	1	1
	TCI-072	W Mulberry Street	near Overland Trail	-	1,000,000	Unfunded	42	1	3
	TCI-069	Poudre River Trail	-	-	2,500,000	Unfunded	40	1	1
	TCI-093	Off Street	Unknown crossing...	-	500,000	Unfunded	40	1	1
	TCI-076	E Trilby Road	East of S Lemay A...	-	2,000,000	Unfunded	38	1	1
	TCI-077	E Horsetooth Road	Ziegler Road	-	1,000,000	Unfunded	38	1	1
	TCI-092	S Timberline Road	Carpenter Road	-	3,000,000	Unfunded	35	2	1
	TCI-073	N Taft Hill Road	N US Highway 287	-	1,000,000	Unfunded	34	1	1
	TCI-091	Giddings Road	N Timberline Road	Mountain Vista	8,000,000	Unfunded	28	1	1

↓ Last update: 32 minutes ago

TCI Projects Map Individual Projects Map TCI Projects Table Individual Projects Table

Once you select a Project to edit, the Edit Attributes dialog box appears. Scroll down to the “Status” field and click on the dropdown arrow to select the updated status of the Project. Select one of the predefined attributes, then click Save to save the changes. Note that only the project status can be modified currently. If needed, additional fields can be editable such that costs, timing, or scores could be changed.

****Important note: currently the sharing permissions are for internal Fort Collins Staff only. If this dashboard's permissions are shared to the public, please be sure to create a “read-only” copy of the TCI Projects feature layer and disable editing permissions from the public.**

FIGURE 3 – PROJECT EDITING – PROJECT DETAIL WINDOW

Update attributes

Project Cost

1600000

CIP Project

Illustrative Project

Primary_Project_Type

Sidepaths

Secondary_Project_Type

Status

No value

Funded

• Unfunded

Design

Under Construction

Complete

0

Cost_2027

0

Cost_2028

0

Cost_2029

-

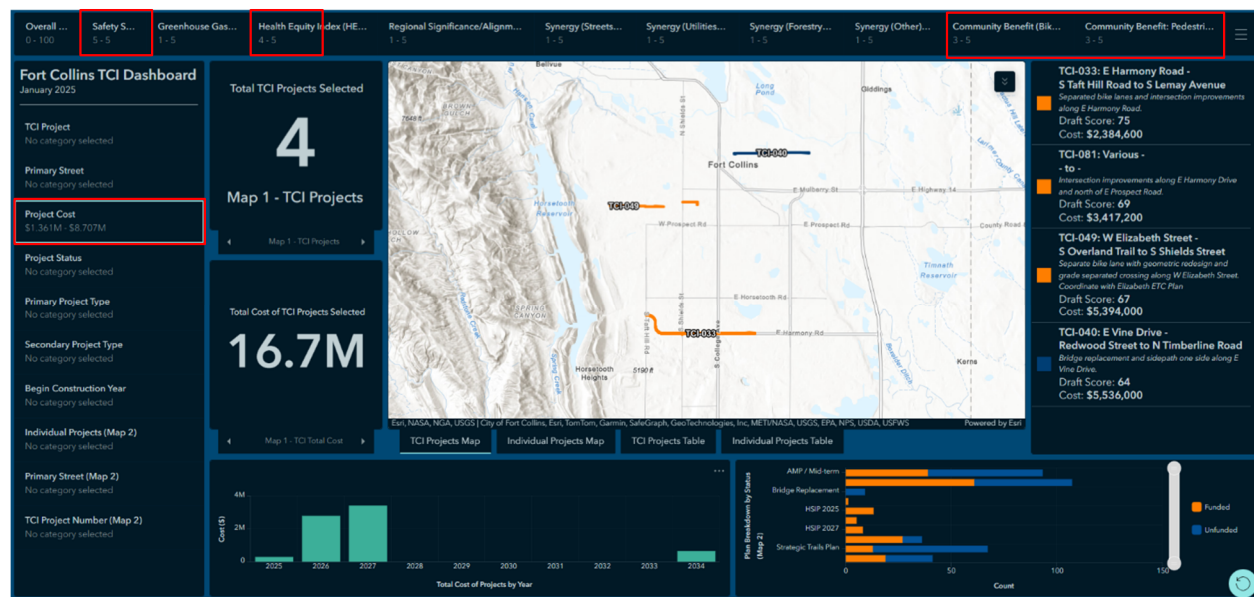
Cancel

Save

Select Projects for Grants

Another powerful use case for the dashboard is to filter and select projects to identify them as candidates for grant applications. This can be done using the scoring filters in the top ribbon as well as filters along the left side to further tailor the selection to meeting the grant. For example, Highway Safety Improvement Program (HSIP) applications focus on safety, bike and pedestrian improvements, and equity. Furthermore, there are minimum and maximum grant amounts based on the available funding. To select candidate TCI projects, filter the Safety, Community, and Equity criteria to higher values and filter by the allowable cost range to find candidate projects. Note that a user may need to increase or decrease criteria to create a useful list of candidate projects. Once selected the “TCI Projects Table” shows the list of candidate projects.

FIGURE 4 – GRANT IDENTIFICATION



File Attachments for Item:

18. Resolution 2025-062 Authorizing an Intergovernmental Agreement Between the Cities of Fort Collins, Greeley and Loveland for the Exchange of Judicial Services and Appointing Temporary Judges.

The purpose of this item is to authorize an intergovernmental agreement (IGA) with the Cities of Greeley and Loveland for judicial services to be used in the event that a conflict of interest or other circumstance prevents the Municipal Judge and assistant judges from hearing a particular Municipal Court case. This agreement is intended to replace a prior 2023 IGA between Fort Collins, Loveland, and Greeley. A similar agreement was also in place prior to 2023. This agreement is updated to include all current, eligible judges from each jurisdiction.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Judge Jill A. Hueser, Chief Judge

SUBJECT

Resolution 2025-062 Authorizing an Intergovernmental Agreement Between the Cities of Fort Collins, Greeley and Loveland for the Exchange of Judicial Services and Appointing Temporary Judges.

EXECUTIVE SUMMARY

The purpose of this item is to authorize an intergovernmental agreement (IGA) with the Cities of Greeley and Loveland for judicial services to be used in the event that a conflict of interest or other circumstance prevents the Municipal Judge and assistant judges from hearing a particular Municipal Court case. This agreement is intended to replace a prior 2023 IGA between Fort Collins, Loveland, and Greeley. A similar agreement was also in place prior to 2023. This agreement is updated to include all current, eligible judges from each jurisdiction.

STAFF RECOMMENDATION

Staff recommends adoption of the Resolution.

BACKGROUND / DISCUSSION

On occasion, the Municipal Judge may be prevented from sitting on the bench by reason of personal conflict of interest, illness, vacation, or other reason, and the Assistant Municipal Judge presiding over and conducting the Municipal Court in such event may also be unavailable.

Executing an IGA is a cost-effective method of providing for judicial services in the event of an absence of the Municipal Judge.

The City Charter gives Council the authority to name the Municipal Judge and any alternate judge.

The Resolution authorizes the Mayor to execute the agreement with the Cities of Greeley and Loveland as described in the Resolution. The Resolution names the Loveland Municipal Judge, the Honorable Jennifer Edgley, and Loveland's Deputy Municipal Judge, the Honorable Carrie Clein as well as the Greeley Municipal Judge, the Honorable Mark Gonzales, and Greeley's Assistant Municipal Judges, the Honorable Keith Coleman, and the Honorable Jerry Manzer, who are all reputable attorneys and qualified to act as the Fort Collins Municipal Judge, to provide judicial services to the City in the absence of the current Municipal Judges, through May 30, 2027.

The Chief Judge and the City Attorney's Office have reviewed public records related to each of these judges' status and reputation and confirmed their good standing as attorneys in Colorado and their reputations and qualifications as attorneys and judges.

- Judge Edgley has been a licensed attorney for 10 years and has been licensed in Colorado since 2023. She has been the Municipal Judge for Loveland since November, 2024.
- Judge Clein was admitted to the Colorado Bar in 1984 and practiced law as a Deputy Colorado State Public Defender from 1983 to 1993. In 1993, she joined the law firm of Harrington Brewster and Clein, P.C. where she is a partner. Judge Clein was appointed in Loveland in 2019 and is also a judicial officer for Lakewood municipal Court and the Denver Civil Service Commission.
- Judge Gonzales was admitted to the Colorado Bar in 2000 and has been the Greeley Municipal Judge since May 2018. Before that he served as a Weld County District Court Magistrate for nine years. He has also served as a Weld County Deputy District Attorney and a Greeley Assistant City Attorney.
- Judge Coleman was admitted to the Colorado Bar in 1994 and has his own criminal defense practice in Greeley. He was appointed as an Assistant Municipal Judge in Greeley in 2018.
- Judge Manzer was admitted to the Colorado Bar in 2004. He has a private law practice in Greeley.

The City of Loveland City Council considers approval of the IGA by resolution on June 3, 2025, and the City of Greeley City Council considers approval of the IGA by resolution on June 3, 2025.

CITY FINANCIAL IMPACTS

None.

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

1. Resolution 2025-062

RESOLUTION 2025-062
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT
BETWEEN THE CITIES OF FORT COLLINS, GREELEY AND
LOVELAND FOR THE EXCHANGE OF JUDICIAL SERVICES
AND APPOINTING TEMPORARY JUDGES

A. On occasion, Municipal Judges may be prevented from sitting on the bench by reason of personal conflict of interest, illness, vacation, or other reasons, and the Assistant Municipal Judge presiding over and conducting the Municipal Court in such event may also be unavailable.

B. To provide cost-effective special judicial services to temporarily replace the services of its Municipal Judge in the event of a conflict of interest or other circumstance, the City should cooperatively exchange the services of the City's Municipal Judge and Assistant Judges with those of other entities.

C. On November 4, 2020, the City Council approved Resolution 2020-101, authorizing an intergovernmental agreement ("IGA") between the City, Greeley and Loveland for the exchange of judicial services through October 2022.

D. On January 17, 2023, the City Council approved Resolution 2023-001, again authorizing an intergovernmental agreement ("IGA") between the City, Greeley and Loveland for the exchange of judicial services through October 2024.

E. City staff has discussed with Loveland's and Greeley's representatives the proposed terms of an updated IGA to provide for the continued exchange of judicial services if needed to temporarily substitute when a Municipal Judge and temporary or assistant judges are unavailable, including the provision of replacement judicial services and compensation for costs directly incurred to provide such services.

F. Article VII, Section 1 of the City Charter sets forth the requirements for the appointment of the Municipal Judge and temporary judge, including that the temporary judge be a reputable and qualified attorney.

G. The City Council has the authority to designate reputable and qualified attorneys to serve as temporary judges through May 2027.

H. Based on research conducted by the Chief Judge and the City Attorney's Office, the City Council recognizes that the Honorable Jennifer Edgley (Loveland Municipal Judge), the Honorable Carrie Clein (Loveland Deputy Municipal Judge), the Honorable Mark Gonzales (Greeley Municipal Judge), the Honorable Keith Coleman (Greeley Assistant Municipal Judge), the Honorable John Sierra (Greeley Assistant Municipal Judge), and the Honorable Jerry Manzer (Greeley Assistant Municipal Judge) are all reputable and qualified attorneys.

I. Pursuant to Colorado Revised Statutes Section 29-1-203, governments may cooperate or contract with one another to provide any function or service lawfully authorized to each of the cooperating or contracting units of government.

J. The Loveland City Council and the City of Greeley plan to approve the proposed IGA, a copy of which is attached hereto as Exhibit A and incorporated herein by reference.

K. The City Council has determined that the proposed IGA between the cities of Fort Collins, Loveland and Greeley is in the best interests of the City.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS that the City Council hereby authorizes the Mayor to execute the intergovernmental agreement between the City and the cities of Loveland and Greeley for the purpose of appointing Judges Jennifer Edgley, Carrie Clein, Mark Gonzales, Keith Coleman, John Sierra, and Jerry Manzer, as the temporary judges for Fort Collins effective June 1, 2025, *nunc pro tunc*, through May 30, 2027, in substantially the form attached as Exhibit A along with such additional language as the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to protect the interests of the City or further the purposes of this Resolution.

Passed and adopted on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 3, 2025
 Approving Attorney: April Silva

Exhibits: Exhibit A - Intergovernmental Agreement for Judicial and Administrative Services

**INTERGOVERNMENTAL AGREEMENT
FOR JUDICIAL AND ADMINISTRATIVE SERVICES**

THIS AGREEMENT is made and entered into by and between THE CITY OF FORT COLLINS, COLORADO (“Fort Collins”), THE CITY OF GREELEY, COLORADO (“Greeley”), and THE CITY OF LOVELAND, COLORADO (“Loveland”), and each and all also will be collectively referred to as the “Municipality” or the “Municipalities.”

WITNESSETH:

WHEREAS, pursuant to Section 29-1-203, C.R.S., governments may cooperate or contract with one another to provide any function, service or facility lawfully authorized to each of the cooperating or contracting units of government; and

WHEREAS, the Municipal Courts of Cities and Towns are generally held and presided over by Municipal Judges employed by the Municipalities; and

WHEREAS, on occasion, the Municipal Judges may be prevented from sitting on the bench or presiding over a case by reason of personal conflict of interest, vacation, illness or other reason, and in some cases the Assistant Municipal Judge (also known as the temporary judge) may also be unavailable; and

WHEREAS, in order to provide cost-effective and efficient special judicial services to temporarily replace the services of the Municipal Judge in the event of a conflict of interest or other circumstance, the Municipalities desire to cooperatively exchange the services of their Municipal Judge with each other; and

WHEREAS, Section 1 of Article VII of the Fort Collins City Charter sets forth the requirements for the appointment of Municipal Judges, including temporary judges, and requires that the temporary judges be reputable and qualified attorneys; and

WHEREAS, Section 9-2 of the City of Loveland Charter sets forth the requirements for appointment of the Municipal Judge and deputy municipal judges, including that such judges shall be an attorney at law admitted to practice in Colorado; and

WHEREAS, Section 7-1 of the Charter of the City of Greeley sets forth the requirements for appointment of the Judge or Judges of the Municipal Court and states that in the Judge or Judges’ absence the Council shall designate an attorney to serve as Judge; and

WHEREAS, the City Councils of all three Municipalities have the authority to designate an attorney to serve as a deputy or temporary judge; and

WHEREAS, by Resolution 2025-062, the Fort Collins City Council recognized that the Loveland Municipal Judge, the Honorable Jennifer Edgley, and the Loveland Deputy Municipal

Judge Carrie Clein; the Greeley Municipal Judge, the Honorable Mark Gonzales; and the Greeley Assistant Judges Keith Coleman, John Sierra, and Jerry Manzer are reputable and qualified attorneys; and

WHEREAS, by Resolution #R-____-2025, the Loveland City Council recognized that the Fort Collins Municipal Judge, the Honorable Jill Hueser; the Fort Collins Assistant Municipal Judges Brandi Nieto, Kristin Brown, Whitney Stark, Laura Hinojos, Jana Kaspar, and Sarah Simchowitz; the Greeley Municipal Judge, the Honorable Mark Gonzales; and the Greeley Assistant Judges Keith Coleman, John Sierra, and Jerry Manzer are attorneys at law licensed to practice in Colorado; and

WHEREAS, by Resolution __, 2025, the Greeley City Council recognized that the Fort Collins Municipal Judge, the Honorable Jill Hueser, and the Fort Collins Assistant Municipal Judge Brandi Nieto are attorneys qualified to serve as assistant judges in accordance with Section 2.08.050 of the Greeley Municipal Code; and

WHEREAS, the Fort Collins City Council authorized the Mayor of Fort Collins to execute an intergovernmental agreement between Fort Collins, Loveland, and Greeley for the purpose of appointing Judges Edgley, Clein, Gonzales, Coleman, Sierra, and Manzer as temporary judges through May 30, 2027, with such language in an intergovernmental agreement as the Municipalities determine is appropriate to provide for the exchange of judicial services when needed; and

WHEREAS, the Loveland City Council has authorized the Mayor of Loveland to execute an intergovernmental agreement between Loveland, Fort Collins, and Greeley for the purpose of appointing Judges Hueser, Nieto, Brown, Stark, Hinojos, Kaspar, Simchowitz, Sierra, Gonzales, Coleman, and Manzer as deputy judges through May 30, 2027, with such language in an intergovernmental agreement as the Municipalities determine is appropriate to provide for the exchange of judicial services when needed; and

WHEREAS, the Greeley City Council has authorized the Mayor of Greeley to execute an intergovernmental agreement between Loveland, Fort Collins, and Greeley for the purpose of appointing Judges Hueser and Nieto as assistant judges through May 30, 2027, with such language in an intergovernmental agreement as the Municipalities determine is appropriate to provide for the exchange of judicial services when needed; and

WHEREAS, the Municipalities' City Councils have determined it would be in the best interests of their respective Municipalities to enter into an Intergovernmental Agreement to authorize the exchange of such judicial services under appropriate circumstances and to establish the terms and conditions upon which such exchange of services should occur.

NOW, THEREFORE, in consideration of the mutual covenants contained herein and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties agree as follows:

1. Exchange of Judicial Services. If the presiding Municipal Judge of Fort Collins, Loveland, or Greeley, in his or her discretion, determines that a conflict of interest exists, or that any assistant or backup judges are unavailable to perform the normal duties of such judge's position, the lead presiding Municipal Judge ("the Requesting Municipal Judge") shall determine whether it would be appropriate to exchange judicial services under this Agreement. In making such determination, the Requesting Municipal Judge shall consider the unique circumstances which give rise to the need for a secondary assistant or backup Municipal Judge as well as any other factors which the Requesting Municipal Judge may consider to be relevant. If the City Council or the Municipal Judge for a Municipality determines that an exchange of judicial services would be appropriate under this Agreement, the Requesting Municipal Judge shall notify the Municipal Judge for the other Municipality, ("the Responding Municipal Judge") and request that such judge provide such services.

Upon receipt of such request, the Responding Municipal Judge shall determine whether such services may be provided without unduly interfering with the Responding Municipality's ability to perform the normal duties of its own court. The Responding Municipal Judge shall notify the Requesting Municipal Judge within three (3) working days as to whether the request for judicial services can be accommodated. If so, the Responding Municipal Judge will provide such services. If no response is received from the Responding Municipal Judge within three (3) working days, the request shall be deemed denied.

2. Pursuant to Fort Collins City Council Resolution 2025-062, the Loveland City Council Resolution #R-___-2025, Greeley City Council Resolution __, 2025, the following Municipal Judges are authorized to appear in the Municipal Court of Fort Collins, Loveland, or Greeley, respectively:

Fort Collins
Jennifer Edgley
Carrie Clein
Mark Gonzales
Keith Coleman
John Sierra
Jerry Manzer

Loveland
Jill Hueser
Brandi Nieto
Kristin Brown
Whitney Stark
Laura Hinojos
Jana Kaspar
Sarah Simchowitz
John Sierra
Mark Gonzales
Keith Coleman
Jerry Manzer

Greeley
Jill Hueser
Brandi Nieto

3. Reimbursement of Costs. The party for whom judicial services are rendered under this Agreement (“the Requesting Municipality”) shall provide a replacement judge for judicial services for the other party (“the Responding Municipality”) if requested by the Responding Municipality and shall reimburse the Responding Municipality for all out-of-pocket expenses incurred in rendering the requested judicial services. Such expenses shall include, without limitation, cost of reproducing documents, mileage, and long-distance telephone calls, and shall exclude any reimbursement for compensation paid by the Responding Municipality to its Municipal Judge, its Temporary or Assistant or Deputy Judge, or to its support staff. Payment of such expenses shall be made within thirty (30) days of the date of receipt of any billing therefor. The Requesting Municipality shall endeavor to limit the costs to the Responding Municipality by providing staff support as needed, copies of documents and the use of equipment such as telephones or computers.

4. Employment Status. Throughout the delivery of the requested secondary judicial services, the Responding Municipal Judge and/or such judge’s personnel shall discharge the responsibilities of the Requesting Municipality in accordance with the Requesting Municipality’s Charter and Code and other laws applicable to Requesting Municipality but shall continue to be employed solely by the Responding Municipality, and the delivery of such judicial services for the Requesting Municipality by the Responding Municipal Judge and/or his or her personnel shall be considered to be within the scope of the performance of the Responding Municipal Judge’s duties for and employment by the Responding Municipality.

5. Workers' Compensation Insurance and Other Benefits. If the Responding Municipal Judge or other personnel of the Responding Municipality is injured, disabled or dies while providing services to the Requesting Municipality under this Agreement, said individual shall remain covered by, and eligible for, the workers compensation and other benefits to which said individual would otherwise be entitled if the injury, disability or death had occurred while acting solely as an employee of the Responding Municipality and not providing services to the Requesting Municipality under this Agreement. Nothing herein shall be deemed to create an employment relationship between the Requesting Municipality and the Responding Municipal Judge.

6. Governing Law. This Agreement shall be governed by and enforced in accordance with the laws of the State of Colorado. In addition, the Municipalities acknowledge that there are legal constraints imposed upon them by the constitutions, statutes, rules and regulations of the State of Colorado and of the United States, and by their respective charters and codes and that, subject to such constraints, the Municipalities intend to carry out the terms and conditions of this Agreement. Whenever possible, each provision of this Agreement shall be interpreted in such a manner so as to be effective and valid under applicable law. Venue for any judicial proceeding concerning this Agreement shall only be in the District Court for Larimer County, Colorado.

7. Liability and Governmental Immunity. Each party is responsible for its own negligence and that of its officers, employees and agents. However, the parties agree that all liabilities, claims and demands shall be subject to any notice requirements, defenses, immunities or limitations to liability under the Colorado Governmental Immunity Act (Section 24-10-101, C.R.S., et seq.) and to any other defenses, immunities or limitations to liability available to the Requesting Municipality under state and federal law.

8. Obligations Subject to Appropriation. The financial obligations of the parties under this Agreement in subsequent fiscal years are subject to the appropriation of funds sufficient and intended for such purposes by each party's City Council in its discretion.

9. Term. The term of this Agreement shall be effective June 1, 2025 and continue through May 30, 2027. Any party may withdraw from this Agreement at any time by giving written notice of termination to the each of the other parties not less than thirty (30) days prior to the date of withdrawal.

IN WITNESS WHEREOF, the Municipalities have executed this Agreement the day and year first above written.

[Signature pages follow.]

CITY OF FORT COLLINS, COLORADO
a municipal corporation

Date: _____

By: _____
Jeni Arndt, Mayor

ATTEST:

City Clerk

(Print name)

APPROVED AS TO FORM:

April Silva, Assistant City Attorney

CITY OF LOVELAND, COLORADO

Date: _____

By: _____
Jacki Marsh, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

Assistant City Attorney

CITY OF GREELEY, COLORADO

Date: _____

By: _____
John Gates, Mayor

ATTEST:

City Clerk

Approved as to Substance:

Raymond C. Lee III
City Manager

Approved as to Availability of Funds:

Tyra Litzau
Finance Director

APPROVED AS TO FORM:

Stacey Aurzada
City Attorney

File Attachments for Item:

19. Resolution 2025-063 Authorizing the Execution of an Intergovernmental Agreement Between the City and Colorado Department of Transportation to Fund Construction for the Foothills Transit Station Project through State Multimodal Transportation and Mitigation Options Funding.

The purpose of this item is to authorize the City Manager to execute an Intergovernmental Agreement (IGA) with the Colorado Department of Transportation (CDOT). This IGA will result in the receipt by Transfort of \$317,669 in grant funds through the Multimodal Transportation & Mitigation Options Fund (MMOF) for Fiscal Years (FY) 2025 and 2026.

June 3, 2025

AGENDA ITEM SUMMARY

City Council



STAFF

Annabelle Phillips, Assistant Director, Transfort
Monica Martinez, Senior Manager, PDT Finance

SUBJECT

Resolution 2025-063 Authorizing the Execution of an Intergovernmental Agreement Between the City and Colorado Department of Transportation to Fund Construction for the Foothills Transit Station Project through State Multimodal Transportation and Mitigation Options Funding.

EXECUTIVE SUMMARY

The purpose of this item is to authorize the City Manager to execute an Intergovernmental Agreement (IGA) with the Colorado Department of Transportation (CDOT). This IGA will result in the receipt by Transfort of \$317,669 in grant funds through the Multimodal Transportation & Mitigation Options Fund (MMOF) for Fiscal Years (FY) 2025 and 2026.

STAFF RECOMMENDATION

Staff recommends adoption of the Resolution.

BACKGROUND / DISCUSSION

On October 4, 2024, the NFRMPO announced approximately \$4.5 million in funding through the MMOF, a funding source initially established with Senate Bill (SB) 18-001 and amended with SB 21-260. Transfort was awarded \$317,669 in FY 2025 and 2026 MMOF grant funding to be used as match for the Foothills Transit Station project. These funds are administered through the Colorado Department of Transportation (CDOT) via IGA and require a 50% local match of \$317,669.

The MMOF funding will be used to construct the Foothills Transit Station and Roundabout at the intersection of Overland Trail and West Elizabeth Street adjacent to Colorado State University's (CSU) Foothills Campus. This station will serve as the western terminus for multiple local and regional routes as well as the future West Elizabeth BRT line.

In addition to the funding detailed in the Financial Impacts section, CSU is contributing the land where the station will be constructed through a land-lease agreement, currently valued at approximately \$750,000. This land contribution will be used as part of the local match.

The MMOF award and Transfort's FY23 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) federal grant—previously appropriated as part of the 2025–2026 Budgeting for Outcomes (BFO) Process (Offer #: 65.18)—will be mutually leveraged as local match for one another, as permitted under

both grant programs. A total of \$12,921,555 was awarded by the U.S. Department of Transportation in FY23 RAISE funds, with a \$2,207,985 local match requirement.

As the RAISE and MMOF funds are being leveraged as matching funds for each other—within allowable program guidelines—no additional local funding is required to satisfy the MMOF program’s 50% match requirement for the \$317,669 award.

CITY FINANCIAL IMPACTS

The City is anticipated to receive \$317,669 in CDOT MMOF Grant funding via the IGA. These funds were previously appropriated through Ordinance No. 046, 2025. The following is a summary of funding anticipated for the Foothills Station project:

Appropriated Funds	
FY23 RAISE Grant Funds	\$ 10,713,570
FY24 CDOT Capital FASTER Funds	\$ 200,000
FY25 CDOT Capital FASTER Funds	\$ 200,000
2050 Transit Tax Funds	\$ 1,041,000
FY25 CDOT MMOF Funds	\$ 107,504
FY26 CDOT MMOF Funds	\$ 210,165
Total Proposed Project Funds	\$ 12,472,239

BOARD / COMMISSION / COMMITTEE RECOMMENDATION

None.

PUBLIC OUTREACH

None.

ATTACHMENTS

1. Resolution 2025-063

RESOLUTION 2025-063
 OF THE COUNCIL OF THE CITY OF FORT COLLINS
 AUTHORIZING THE EXECUTION OF AN
 INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY
 AND COLORADO DEPARTMENT OF TRANSPORTATION TO
 FUND CONSTRUCTION FOR THE FOOTHILLS TRANSIT
 STATION PROJECT THROUGH STATE MULTIMODAL
 TRANSPORTATION AND MITIGATION OPTIONS FUNDING

A. The Foothills Transit Station and Roundabout project (the “Project”), at the intersection of Overland Trail and West Elizabeth Street adjacent to Colorado State University’s Foothills Campus, will serve as the western terminus for multiple local and regional routes as well as the future West Elizabeth Bus Rapid Transit line.

B. The Project will also serve as a mobility hub with bicycle parking, opportunities for bike and scooter shares, micro-transit pick-ups and drop-offs, and nearby parking for commuters.

C. Implementation of the Project prior to the full build out of the West Elizabeth Corridor will allow Transfort to optimize and realign several existing routes in the West Elizabeth Corridor to better serve the community.

D. The North Front Range Metropolitan Planning Organization (“NFRMPO”) awarded Transfort \$317,669 in Fiscal Years 2025 and 2026 Multimodal Transportation and Mitigation Options Fund (“MMOF”) grant funding, which grant is managed by the Colorado Department of Transportation (“CDOT”), to be used toward construction work for the Project.

E. On April 1, 2025, City Council approved Ordinance No. 046, 2025, appropriating the MMOF grant revenue to be expended for the Project.

F. The CDOT administers the grant funds and has proposed an intergovernmental agreement (“IGA”), substantially in the form attached hereto as Exhibit A and incorporated herein by this reference, to enable the City to receive and expend the MMOF grant funds for the Project.

G. Colorado Revised Statutes Section 29-1-203 provides that governments may cooperate or contract with one another to provide certain services or facilities when the cooperation or contracts are authorized by each party thereto with the support of its legislative body or other authority with approval power.

H. City Charter Article II, Section 16 empowers the City Council, by ordinance or resolution, to enter into contracts with governmental bodies to furnish governmental services and make charges for such services or enter into cooperative or joint activities with other governmental bodies.

I. City Code Section 1-22 requires the City Council to approve IGAs that require the City to make a direct, monetary payment over \$50,000, and the proposed IGA requires the City to provide matching funds in the amount of \$317,669.

J. The MMOF grant funding and local matching funds will support construction for the Project.

K. The City Council has determined that the IGA with CDOT is in the best interests of the City and that the City Manager should be authorized to execute the IGA between the City and CDOT in support thereof.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. City Council hereby authorizes the City Manager to execute the IGA in substantially the form attached hereto as Exhibit A, together with such modifications and additions as the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to protect the interests of the City or effectuate the purposes of this Resolution as set forth above.

Section 2. City Council hereby authorizes the City Manager to approve and execute future amendments to the IGA that the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to facilitate completion of the projects made possible through the Fiscal Year 2025/2026 Multimodal Option Fund grant, so long as such amendments do not increase the cost of the projects, substantially modify the purposes of the intergovernmental agreement, increase the allocation or amount of funding for the projects funded by the City, or otherwise increase the obligations and responsibilities of the City as set forth in this intergovernmental agreement.

Passed and adopted on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 3, 2025

Approving Attorney: Madelene Shehan

Exhibits: Exhibit A - CDOT Agreement FY25/26 MMOF Grant

State SLAWRK
PROJECT: MTF M455-165 (26939), Foothill
Transit Station

REGION: 4
TCH

CONTRACT

THIS CONTRACT made this ____ day of _____, 20____, by and between the State of Colorado for the use and benefit of the Colorado Department of Transportation hereinafter referred to as the State and CITY OF FORT COLLINS hereinafter referred to as the “Contractor” or the “Local Agency.”

RECITALS

1. Authority exists in the law and funds have been budgeted, appropriated and otherwise made available and a sufficient uncommitted balance thereof remains available for payment of Project and Local Agency costs. Total Agreement Amount: \$635,338.00.
2. Required approval, clearance and coordination have been accomplished from and with appropriate agencies.
3. Pursuant to 43-2-104.5 C.R.S. as amended, the State may contract with Local Agencies to provide maintenance and construction of highways that are part of the State (or Local Agency) highway system.
4. Local Agency anticipates a Project for Foothill Transit Station and by the date of execution of this Agreement, the Local Agency and/or the State has completed and submitted a preliminary version of CDOT form #463 describing the general nature of the Work. The Local Agency understands that before the Work begins, the Local Agency must receive an official written “Notice to Proceed” prior to commencing any part of the Work. The Local Agency further understands, before the Work begins, the form #463 may be revised as a result of design changes made by CDOT, in coordination with the Local Agency, in its internal review process. The Local Agency desires to perform the Work described in form #463, as it may be revised.
5. The Local Agency has requested that State funds be made available for Project MTF M455-165 (26939), Foothill Transit Station referred to as the “Project” or the “Work.” Such Work will be performed in Fort Collins, Colorado, specifically described in **Exhibit A**.
6. The State has funds available and desires to provide 50% of the funding for the Work. Local Agency will provide the other 50%. State funds may be awarded with “Special Funding”. Special Funding may include but is not limited to one or a combination of Multimodal Transportation & Mitigation Options Funding, Revitalizing Main Streets, Safer Main Streets, Stimulus Funds or COVID Relief. If Special Funding is used there may be an expiration date for the funds. The expiration date applies to grants and local funds used to match grants. To receive payment or credit for the match, Work must be completed or substantially completed, as outlined in the terms of the grant, prior to the expiration date of the Special Funding and invoiced in compliance with the rules outlined in the award of the funding.
7. The Local Agency desires to comply with all State and other applicable requirements, including the State's general administration of the Project through this Agreement, in order to obtain State funds for the Project.
8. The Local Agency has estimated the total cost of the Work and is prepared to accept the State funding for the Work, as may be evidenced by an appropriate ordinance or resolution duly passed and adopted by the authorized representatives of the Local Agency, which expressly authorizes the Local Agency to enter into this Agreement and to complete the Work under the Project. A copy of any such ordinance or resolution is attached hereto and incorporated herein as **Exhibit B**.
9. This Agreement is executed under the authority of §§ 29-1-203, 43-1-110; 43-1-116, 43-2-101(4)(c) and 43-2-144, C.R.S. and **Exhibit B**.
10. The Local Agency is adequately staffed and suitably equipped to undertake and satisfactorily complete some or all of the Work.

THE PARTIES NOW AGREE THAT:

Section 1. Scope of Work

The Project or the Work under this Agreement shall consist of Foothill Transit Station, in Fort Collins, Colorado, as more specifically described in **Exhibit A**, attached hereto and incorporated herein.

Section 2. Order of Precedence

In the event of conflicts or inconsistencies between this Agreement and its exhibits, such conflicts or inconsistencies shall be resolved by reference to the documents in the following order of priority:

1. Special Provisions contained in **Section 26** of this Agreement
2. This Agreement
3. **Exhibit A** (Scope of Work)
4. **Exhibit B** (Local Agency Resolution)
5. **Exhibit C** (Funding Provisions)
6. **Exhibit D** (Option Letter)
7. **Exhibit E** (Local Agency Contract Administration Checklist)
7. **Exhibit F** (PII Certification)

Section 3. Term

This Agreement shall be effective upon approval of the State Controller or designee, or on the date made, whichever is later. It shall terminate on May 14, 2035, or sooner if any of the State's funding expires, or is sooner terminated or unless performance is extended in accordance with this Agreement.

Section 4. Project Funding Provisions

- A. The Local Agency has estimated the total cost of the Work and is prepared to accept the State funding for the Work, as may be evidenced by an appropriate ordinance or resolution duly passed and adopted by the authorized representatives of the Local Agency, which expressly authorizes the Local Agency to enter into this Agreement and to complete the Work under the Project. A copy of any such ordinance or resolution is attached hereto and incorporated herein as **Exhibit B**.
- B. The Parties hereto agree that this Agreement is contingent upon all funds designated for the Project herein being made available from State sources, as applicable. Should these sources fail to provide necessary funds as agreed upon herein, the Agreement may be terminated by either Party, provided that any Party terminating its interest and obligations herein shall not be relieved of any obligations which existed prior to the effective date of such termination or which may occur as a result of such termination.
- C. Funding will be detailed in **Exhibit C** of the funding provisions. **Exhibit C** is attached hereto and incorporated herein.

Section 5. Project Payment Provisions

- A. The State will reimburse the Local Agency for incurred costs relative to the Project following the State's review and approval of such charges, subject to the terms and conditions of this Agreement. Provided however, that charges incurred by the Local Agency prior to the date this Agreement is executed by the State Controller will not be charged by the Local Agency to the Project, and will not be reimbursed by the State.
- B. The State will reimburse the Local Agency's reasonable, allocable, allowable costs of performance of the Work, not exceeding the maximum total amount described in **Exhibit C**. The applicable principles described in 49 C.F.R. 18 Subpart C and 49 C.F.R. 18.22 shall govern the allowability and allocability of costs under this Agreement. The Local Agency shall comply with all such principles. To be eligible for reimbursement, costs by the Local Agency shall be:
 1. In accordance with the provisions of **Section 5** and with the terms and conditions of this Agreement;
 2. Necessary for the accomplishment of the Work;
 3. Reasonable in the amount for the goods and services provided;
 4. Actual net cost to the Local Agency (i.e. the price paid minus any refunds, rebates, or other items of value received by the Local Agency that have the effect of reducing the cost actually incurred);
 5. Incurred for Work performed after the effective date of this Agreement;
 6. Satisfactorily documented.
- C. The Local Agency shall establish and maintain a proper accounting system in accordance with generally accepted accounting standards (a separate set of accounts, or as a separate and integral part of its current accounting scheme) to assure that Project funds are expended and costs accounted for in a manner consistent with this Agreement and Project objectives.
 1. All allowable costs charged to the Project, including any approved services contributed by the Local Agency or others, shall be supported by properly executed payrolls, time records, invoices, contracts or vouchers evidencing in detail the nature of the charges.
 2. Any check or order drawn up by the Local Agency, including any item which is or will be chargeable against the Project account shall be drawn up only in accordance with a properly signed voucher then on file in the office of the Local Agency, which will detail the purpose for which said check or order is drawn. All checks,

- payrolls, invoices, contracts, vouchers, orders or other accounting documents shall be clearly identified, readily accessible, and to the extent feasible, kept separate and apart from all other such documents.
- D. If the Local Agency is to be billed for State incurred costs, the billing procedure shall be as follows:
1. Upon receipt of each bill from the State, the Local Agency will remit to the State the amount billed no later than 60 days after receipt of each bill. Should the Local Agency fail to pay moneys due the State within 60 days of demand or within such other period as may be agreed between the parties hereto, the Local Agency agrees that, at the request of the State, the State Treasurer may withhold an equal amount from future apportionment due the Local Agency from the Highway Users Tax Fund and to pay such funds directly to the State. Interim funds, until the State is reimbursed, shall be payable from the State Highway Supplementary Fund (400).
 2. If the Local Agency fails to make timely payment to the State as required by this section (within 60 days after the date of each bill), the Local Agency shall pay interest to the State at a rate of one percent per month on the amount of the payment which was not made in a timely manner, until the billing is paid in full. The interest shall accrue for the period from the required payment date to the date on which payment is made.
- E. The Local Agency will prepare and submit to the State, no more than monthly, charges for costs incurred relative to the Project. The Local Agency's invoices shall include a description of the amounts of services performed, the dates of performance and the amounts and description of reimbursable expenses. The invoices will be prepared in accordance with the State's standard policies, procedures and standardized billing format to be supplied by the State. Additionally, the State shall have no obligation to pay Local Agency for any Work performed or expense incurred after the Agreement Expiration Date or after required billing deadline as specified in the award letter if applicable, whichever is sooner. The State's obligation to pay Agreement Funds will continue until the Agreement Expiration Date. If Agreement Funds expire before the Agreement Expiration Date, then no payments will be made after expiration of Agreement Funds. If the Work will be performed in multiple phases, the period of performance start and end date of each phase is detailed under the Funding Provisions & Performance Period in **Exhibit C**.
- F. To be eligible for payment, billings must be received within 60 days after the period for which payment is being requested and final billings on this Agreement must be received by the State within 60 days after the end of the Agreement term.
1. Payments pursuant to this Agreement shall be made as earned, in whole or in part, from available funds, encumbered for the purchase of the described services. The liability of the State, at any time, for such payments shall be limited to the amount remaining of such encumbered funds.
 2. In the event this Agreement is terminated, final payment to the Local Agency may be withheld at the discretion of the State until completion of final audit.
 3. Incorrect payments to the Local Agency due to omission, error, fraud or defalcation shall be recovered from the Local Agency by deduction from subsequent payment under this Agreement or other contracts between the State and Local Agency, or by the State as a debt due to the State.
 4. Any costs incurred by the Local Agency that are not allowable under 49 C.F.R. 18 shall be reimbursed by the Local Agency, or offset against current obligations due by the State to the Local Agency, at the State's election.

Section 6. Option Letter Modification

An option letter may be used to authorize the Local Agency to begin a phase without increasing total budgeted funds, increase or decrease the encumbrance amount as shown on **Exhibit C**, and/or transfer funds from one phase to another. Option letter modification is limited to the specific scenarios listed below. The option letter shall not be deemed valid until signed by the State Controller or an authorized delegate.

- A. Option to begin a phase and/or increase or decrease the encumbrance amount.
- The State may authorize the Local Agency to begin a phase that may include Design, Construction, Environmental, Utilities, ROW Incidentals or Miscellaneous (this does not apply to Acquisition/Relocation or Railroads) as detailed in **Exhibit A** and at the same terms and conditions stated in this Agreement, with the total budgeted funds as shown on **Exhibit C** remaining the same. The State may increase or decrease the encumbrance amount for a particular phase by replacing the original funding exhibit (**Exhibit C**) in this Agreement with an updated **Exhibit C-1** (subsequent exhibits to Exhibit C-1 shall be labeled C-2, C-3, etc.). The State may exercise this option by providing a fully executed option to the Local Agency within thirty (30) days before the initial targeted start date of the phase, in a form substantially equivalent to **Exhibit D**. If the State exercises this option, the Agreement will be considered to include this option provision.

B. Option to transfer funds from one phase to another phase.

The State may permit the Local Agency to transfer funds from one phase (Design, Construction, Environmental, Utilities, ROW Incidentals or Miscellaneous) to another as a result of changes to State, federal, and local match. The original funding exhibit (**Exhibit C**) in this Agreement will be replaced with an updated **Exhibit C-1** (subsequent exhibits to **Exhibit C-1** shall be labeled **C-2**, **C-3**, etc.) and attached to the option letter. The funds transferred from one phase to another are subject to the same terms and conditions stated in this Agreement with the total budgeted funds remaining the same. The State may unilaterally exercise this option by providing a fully executed option to the Local Agency within thirty (30) days before the initial targeted start date of the phase, in a form substantially equivalent to **Exhibit D**.

C. Option to do both Options A and B.

The State may authorize the Local Agency to begin a phase as detailed in **Exhibit A**, and encumber and transfer funds from one phase to another. The original funding exhibit (**Exhibit C**) in this Agreement will be replaced with an updated **Exhibit C-1** (subsequent exhibits to **Exhibit C-1** shall be labeled **C-2**, **C-3**, etc.) and attached to the option letter. The addition of a phase and encumbrance and transfer of funds are subject to the same terms and conditions stated in this Agreement with the total budgeted funds remaining the same. The State may unilaterally exercise this option by providing a fully executed option to the Local Agency within thirty (30) days before the initial targeted start date of the phase, in a form substantially equivalent to **Exhibit D**.

Section 7. State and Local Agency Commitments

The Scope of Work in **Exhibit A** describes the Work to be performed and assigns responsibility of that Work to either the Local Agency or the State. The “Responsible Party” referred to in this Agreement means the Responsible Party as identified in the Scope of Work in **Exhibit A**.

A. Design [if applicable]

1. If the Work includes preliminary design or final design (the “Construction Plans”), or design work sheets, or special provisions and estimates (collectively referred to as the “Plans”), the responsible party shall comply with the following requirements, as applicable:
 - a. perform or provide the Plans, to the extent required by the nature of the Work.
 - b. prepare final design (Construction Plans) in accord with the requirements of the latest edition of the American Association of State Highway Transportation Officials (AASHTO) manual or other standard, such as the Uniform Building Code, as approved by CDOT.
 - c. prepare special provisions and estimates in accord with the State’s Roadway and Bridge Design Manuals and Standard Specifications for Road and Bridge Construction or Local Agency specifications if approved by CDOT.
 - d. include details of any required detours in the Plans, in order to prevent any interference of the construction work and to protect the traveling public.
 - e. stamp the Plans produced by a Colorado Registered Professional Engineer.
 - f. provide final assembly of Plans and contract documents.
 - g. be responsible for the Plans being accurate and complete.
 - h. make no further changes in the Plans following the award of the construction contract except by agreement in writing between the parties. The Plans shall be considered final when approved and accepted by the parties hereto, and when final they shall be deemed incorporated herein.
2. If the Local Agency is the Responsible Party:
 - a. The Local Agency shall comply with the requirements of the Americans With Disabilities Act (ADA), and applicable federal regulations and standards as contained in the document “ADA Accessibility Requirements in CDOT Transportation Projects”.
 - b. It shall afford the State ample opportunity to review the Plans and make any changes in the Plans that are directed by the State to comply with State requirements.
 - c. It may enter into a contract with a consultant to do all or any portion of the Plans and/or of construction administration. Provided, however, that if federal-aid funds are involved in the cost of such work to be done by a consultant, that consultant contract (and the performance/provision of the Plans under the contract) must comply with all applicable requirements of 23 CFR Part 172 and with any procedures implementing those requirements as provided by the State. If the Local Agency does enter into a contract with a consultant for the Work:

- (1) it shall submit a certification that procurement of any design consultant contract complied with the requirements of 23 CFR 172.5(1) prior to entering into contract. The State shall either approve or deny such procurement. If denied, the Local Agency may not enter into the contract.
 - (2) it shall ensure that all changes in the consultant contract have prior approval by the State. Such changes in the contract shall be by written supplement agreement. As soon as the contract with the consultant has been awarded by the Local Agency, one copy of the executed contract shall be submitted to the State. Any amendments to such contract shall also be submitted.
 - (3) it shall require that all consultant billings under that contract shall comply with the State's standardized billing format. Examples of the billing formats are available from the CDOT Agreements Office.
 - (4) it (or its consultant) shall use the CDOT procedures described in **Exhibit A** to administer that design consultant subcontract, to comply with 23 CFR 172.5(b).
 - (5) it may expedite any CDOT approval of its procurement process and/or consultant contract by submitting a letter to CDOT from the certifying Local Agency's attorney/authorized representative certifying compliance with 23 CFR 172.5(b).
 - (6) it shall ensure that its consultant contract complies with the requirements of 49 CFR 18.36(i) and contains the following language verbatim:
 - (a) "The design work under this contract shall be compatible with the requirements of the contract between the Local Agency and the State (which is incorporated herein by this reference) for the design/construction of the project. The State is an intended third party beneficiary of this contract for that purpose."
 - (b) "Upon advertisement of the project work for construction, the consultant shall make available services as requested by the State to assist the State in the evaluation of construction and the resolution of construction problems that may arise during the construction of the project."
 - (c) "The consultant shall review the construction contractor's shop drawings for conformance with the contract documents and compliance with the provisions of the State's publication, Standard Specifications for Road and Bridge Construction, in connection with this work."
 - (d) The State, in its discretion, will review construction plans, special provisions and estimates and will cause the Local Agency to make changes therein that the State determines are necessary to assure compliance with State requirements.
- B. Construction [if applicable]
1. If the Work includes construction, the Responsible Party shall perform the construction in accordance with the approved design plans and/or administer the construction all in accord with the Scope of Work in **Exhibit A**. Such administration shall include Project inspection and testing; approving sources of materials; performing required plant and shop inspections; documentation of contract payments, testing and inspection activities; preparing and approving pay estimates; preparing, approving and securing the funding for contract modification orders and minor contract revisions; processing contractor claims; construction supervision; and meeting the Quality Control requirements as described in the Scope of Work in **Exhibit A**.
 2. The State shall have the authority to suspend the Work, wholly or in part, by giving written notice thereof to the Local Agency, due to the failure of the Local Agency or its contractor to correct Project conditions which are unsafe for workers or for such periods as the State may deem necessary due to unsuitable weather, or for conditions considered unsuitable for the prosecution of the Work, or for any other condition or reason deemed by the State to be in the public interest.
 3. If the Local Agency is the Responsible Party:
 - a. it shall appoint a qualified professional engineer, licensed in the State of Colorado, as the Local Agency Project Engineer (LAPE), to perform that administration. The LAPE shall administer the Project in accordance with this Agreement, the requirements of the construction contract and applicable State procedures.
 - b. if bids are to be let for the construction of the Project, it shall advertise the call for bids upon approval by the State and award the construction contract(s) to the low responsible bidder(s) upon approval by the State.
 - (1) The Local Agency has the option to accept or reject the proposal of the apparent low bidder for work on which competitive bids have been received. The Local Agency must declare the acceptance or rejection within 3 working days after said bids are publicly opened.
 - (2) By indicating its concurrence in such award, the Local Agency, acting by or through its duly authorized representatives, agrees to provide additional funds, subject to their availability and appropriation for that purpose, if required to complete the Work under this Project if no additional

federal-aid funds will be made available for the Project. This paragraph also applies to projects advertised and awarded by the State.

- c. If all or part of the construction work is to be accomplished by Local Agency personnel (i.e. by force account), rather than by a competitive bidding process, the Local Agency will ensure that all such force account work is accomplished in accordance with the pertinent State specifications and requirements with 23 CFR 635, Subpart B, Force Account Construction.
 - (1) Such work will normally be based upon estimated quantities and firm unit prices agreed to between the Local Agency and the State in advance of the Work, as provided for in 23 CFR 635.204(c). Such agreed unit prices shall constitute a commitment as to the value of the Work to be performed.
 - (2) An alternative to the above is that the Local Agency may agree to participate in the Work based on actual costs of labor, equipment rental, materials supplies and supervision necessary to complete the Work. Where actual costs are used, eligibility of cost items shall be evaluated for compliance with 48 CFR Part 31.
 - (3) Rental rates for publicly owned equipment will be determined in accordance with the State's Standard Specifications for Road and Bridge Construction § 109.04.
 - (4) All force account work shall have prior approval of the State and shall not be initiated until the State has issued a written notice to proceed.
- C. State's obligations
 1. The State will perform a final Project inspection prior to Project acceptance as a Quality Control/Assurance activity. When all Work has been satisfactorily completed, the State will sign a final acceptance form.
 2. Notwithstanding any consents or approvals given by the State for the Plans, the State will not be liable or responsible in any manner for the structural design, details or construction of any major structures that are designed by or are the responsibility of the Local Agency as identified in the Scope of Work in **Exhibit A**, within the Work of this Agreement.

Section 8. ROW Acquisition and Relocation

If the Project includes right of way, prior to this Project being advertised for bids, the Responsible Party will certify in writing to the State that all right of way has been acquired in accordance with the applicable State and federal regulations, or that no additional right of way is required.

Any acquisition/relocation activities must comply with: all applicable federal and state statutes and regulations, including but not limited to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 as amended (P.L. 91-646) and the Uniform Relocation Assistance and Real Property Acquisition Policies for Federal and Federally Assisted Programs as amended (49 CFR Part 24); CDOT's Right of Way Manual; and CDOT's Policy and Procedural Directives.

Allocation of Responsibilities are as follows:

- Federal participation in right of way acquisition (3111 charges), relocation (3109 charges) activities, if any, and right of way incidentals (expenses incidental to acquisition/relocation of right of way – 3114 charges);
- Federal participation in right of way acquisition (3111 charges), relocation (3109 charges) but no participation in incidental expenses (3114 charges); or
- No federal participation in right of way acquisition (3111 charges) and relocation activities (3109 expenses).

Regardless of the option selected above, the State retains oversight responsibilities. The Local Agency's and the State's responsibilities for each option is specifically set forth in CDOT's Right of Way Manual. The manual is located at http://www.dot.state.co.us/ROW_Manual/.

If right of way is purchased for a State highway, including areas of influence of the State highway, the Local Agency shall immediately convey title to such right of way to CDOT after the Local Agency obtains title.

Section 9. Utilities

If necessary, the Responsible Party will be responsible for obtaining the proper clearance or approval from any utility company, which may become involved in this Project. Prior to this Project being advertised for bids, the Responsible Party will certify in writing to the State that all such clearances have been obtained.

Section 10. Railroads

In the event the Project involves modification of a railroad company's facilities whereby the Work is to be accomplished by railroad company forces, the Responsible Party shall make timely application to the Public Utilities Commission requesting its order providing for the installation of the proposed improvements and not proceed with that part of the Work without compliance. The Responsible Party shall also establish contact with the railroad

company involved for the purpose of complying with applicable provisions of 23 CFR 646, subpart B, concerning federal-aid projects involving railroad facilities, including:

- A. Executing an agreement setting out what work is to be accomplished and the location(s) thereof, and that the costs of the improvement shall be eligible for federal participation.
- B. Obtaining the railroad's detailed estimate of the cost of the Work.
- C. Establishing future maintenance responsibilities for the proposed installation.
- D. Proscribing future use or dispositions of the proposed improvements in the event of abandonment or elimination of a grade crossing.
- E. Establishing future repair and/or replacement responsibilities in the event of accidental destruction or damage to the installation.

Section 11. Environmental Obligations

The Local Agency shall perform all Work in accordance with the requirements of the current federal and State environmental regulations including the National Environmental Policy Act of 1969 (NEPA) as applicable.

Section 12. Maintenance Obligations

The Local Agency will maintain and operate the improvements constructed under this Agreement at its own cost and expense during their useful life, in a manner satisfactory to the State. The Local Agency will make proper provisions for such maintenance obligations each year. Such maintenance and operations shall be conducted in accordance with all applicable statutes, ordinances and regulations which define the Local Agency's obligations to maintain such improvements. The State will make periodic inspections of the Project to verify that such improvements are being adequately maintained.

Section 13. Record Keeping

The Local Agency shall maintain a complete file of all records, documents, communications, and other written materials, which pertain to the costs incurred under this Agreement. The Local Agency shall maintain such records for a period of three (3) years after the date of termination of this Agreement or final payment hereunder, whichever is later, or for such further period as may be necessary to resolve any matters which may be pending. The Local Agency shall make such materials available for inspection at all reasonable times and shall permit duly authorized agents and employees of the State to inspect the Project and to inspect, review and audit the Project records.

Section 14. Termination Provisions

This Agreement may be terminated as follows:

- A. Termination for Convenience. The State may terminate this Agreement at any time the State determines that the purposes of the distribution of moneys under the contract would no longer be served by completion of the Project. The State shall effect such termination by giving written notice of termination to the Local Agency and specifying the effective date thereof, at least twenty (20) days before the effective date of such termination.
- B. Termination for Cause. If, through any cause, the Local Agency shall fail to fulfill, in a timely and proper manner, its obligations under this Agreement, or if the Local Agency shall violate any of the covenants, agreements, or stipulations of this Agreement, the State shall thereupon have the right to terminate this Agreement for cause by giving written notice to the Local Agency of its intent to terminate and at least ten (10) days opportunity to cure the default or show cause why termination is otherwise not appropriate. In the event of termination, all finished or unfinished documents, data, studies, surveys, drawings, maps, models, photographs and reports or other material prepared by the Local Agency under this Agreement shall, at the option of the State, become its property, and the Local Agency shall be entitled to receive just and equitable compensation for any services and supplies delivered and accepted. The Local Agency shall be obligated to return any payments advanced under the provisions of this Agreement.

Notwithstanding the above, the Local Agency shall not be relieved of liability to the State for any damages sustained by the State by virtue of any breach of the Agreement by the Local Agency, and the State may withhold payment to the Local Agency for the purposes of mitigating its damages until such time as the exact amount of damages due to the State from the Local Agency is determined.

If after such termination it is determined, for any reason, that the Local Agency was not in default or that the Local Agency's action/inaction was excusable, such termination shall be treated as a termination for convenience, and the rights and obligations of the Parties shall be the same as if the Agreement had been terminated for convenience, as described herein.

C. Termination Due to Loss of Funding. The Parties hereto expressly recognize that the Local Agency is to be paid, reimbursed, or otherwise compensated with federal and/or State funds which are available to the State for the purposes of contracting for the Project provided for herein, and therefore, the Local Agency expressly understands and agrees that all its rights, demands and claims to compensation arising under this Agreement are contingent upon availability of such funds to the State. In the event that such funds or any part thereof are not available to the State, the State may immediately terminate or amend this Agreement.

Section 15. Legal Authority

The Local Agency warrants that it possesses the legal authority to enter into this Agreement and that it has taken all actions required by its procedures, by-laws, and/or applicable law to exercise that authority, and to lawfully authorize its undersigned signatory to execute this Agreement and to bind the Local Agency to its terms. The person(s) executing this Agreement on behalf of the Local Agency warrants that such person(s) has full authorization to execute this Agreement.

Section 16. Representatives and Notice

Each individual identified below is the principal representative of the designating Party. All notices required to be given hereunder shall be hand delivered with receipt required or sent by certified or registered mail to such Party's principal representative at the address set forth below. In addition to but not in lieu of a hard-copy notice, notice also may be sent by e-mail to the e-mail addresses, if any, set forth below. Either Party may from time to time designate by written notice substitute addresses or persons to whom such notices shall be sent. Unless otherwise provided herein, all notices shall be effective upon receipt.

If to State	If to the Local Agency
CDOT Region: 4	City of Fort Collins
Armando Ochoa	Spencer M. Smith
Project Manager	Manager, Civil Engineering
10601 10th Street	281 North College Avenue
Greeley, CO 80634	Fort Collins, CO 80524
970-652-1668	970-416-8054
armando.ochoa@state.co.us	smsmith@fcgov.com

Section 17. Successors

Except as herein otherwise provided, this Agreement shall inure to the benefit of and be binding upon the parties hereto and their respective successors and assigns.

Section 18. Third Party Beneficiaries

It is expressly understood and agreed that the enforcement of the terms and conditions of this Agreement and all rights of action relating to such enforcement, shall be strictly reserved to the State and the Local Agency. Nothing contained in this Agreement shall give or allow any claim or right of action whatsoever by any other third person. It is the express intention of the State and the Local Agency that any such person or entity, other than the State or the Local Agency receiving services or benefits under this Agreement shall be deemed an incidental beneficiary only.

Section 19. Governmental Immunity

Notwithstanding any other provision of this Agreement to the contrary, no term or condition of this Agreement shall be construed or interpreted as a waiver, express or implied, of any of the immunities, rights, benefits, protection, or other provisions of the Colorado Governmental Immunity Act, § 24-10-101, et seq., C.R.S., as now or hereafter amended. The parties understand and agree that liability for claims for injuries to persons or property arising out of negligence of the State of Colorado, its departments, institutions, agencies, boards, officials and employees is controlled and limited by the provisions of § 24-10-101, et seq., C.R.S., as now or hereafter amended and the risk management statutes, §§ 24-30-1501, et seq., C.R.S., as now or hereafter amended.

Section 20. Severability

To the extent that this Agreement may be executed and performance of the obligations of the Parties may be accomplished within the intent of the Agreement, the terms of this Agreement are severable, and should any term or provision hereof be declared invalid or become inoperative for any reason, such invalidity or failure shall not affect the validity of any other term or provision hereof.

Section 21. Waiver

The waiver of any breach of a term, provision, or requirement of this Agreement shall not be construed or deemed as a waiver of any subsequent breach of such term, provision, or requirement, or of any other term, provision or requirement.

Section 22. Entire Understanding

This Agreement is intended as the complete integration of all understandings between the Parties. No prior or contemporaneous addition, deletion, or other amendment hereto shall have any force or effect whatsoever, unless embodied herein by writing. No subsequent novation, renewal, addition, deletion, or other amendment hereto shall have any force or effect unless embodied in a writing executed and approved pursuant to the State Fiscal Rules.

Section 23. Survival of Agreement Terms

Notwithstanding anything herein to the contrary, the parties understand and agree that all terms and conditions of this Agreement and the exhibits and attachments hereto which may require continued performance, compliance or effect beyond the termination date of the Agreement shall survive such termination date and shall be enforceable by the State as provided herein in the event of such failure to perform or comply by the Local Agency.

Section 24. Modification and Amendment

This Agreement is subject to such modifications as may be required by changes in federal or State law, or their implementing regulations. Any such required modification shall automatically be incorporated into and be part of this Agreement on the effective date of such change as if fully set forth herein. Except as provided above, no modification of this contract shall be effective unless agreed to in writing by both Parties in an amendment to this Agreement that is properly executed and approved in accordance with applicable law.

Section 25. Disputes

Except as otherwise provided in this Agreement, any dispute concerning a question of fact arising under this Agreement which is not disposed of by agreement will be decided by the Chief Engineer of the Department of Transportation. The decision of the Chief Engineer will be final and conclusive unless, within 30 calendar days after the date of receipt of a copy of such written decision, the Local Agency mails or otherwise furnishes to the State a written appeal addressed to the Executive Director of the Department of Transportation. In connection with any appeal proceeding under this clause, the Local Agency shall be afforded an opportunity to be heard and to offer evidence in support of its appeal. Pending final decision of a dispute hereunder, the Local Agency shall proceed diligently with the performance of the Agreement in accordance with the Chief Engineer's decision. The decision of the Executive Director or his duly authorized representative for the determination of such appeals will be final and conclusive and serve as final agency action. This dispute clause does not preclude consideration of questions of law in connection with decisions provided for herein. Nothing in this Agreement, however, shall be construed as making final the decision of any administrative official, representative, or board on a question of law.

Section 26. COLORADO SPECIAL PROVISIONS (COLORADO FISCAL RULE 3-3).

These Special Provisions apply to all contracts. Contractor refers to Local Agency and Contract refers to Agreement.

A. STATUTORY APPROVAL. §24-30-202(1), C.R.S.

This Contract shall not be valid until it has been approved by the Colorado State Controller or designee. If this Contract is for a Major Information Technology Project, as defined in §24-37.5-102(19), then this Contract shall not be valid until it has been approved by the State's Chief Information Officer or designee.

B. FUND AVAILABILITY. §24-30-202(5.5), C.R.S., applicable Local Agency law, rule or regulation.

Financial obligations of the Parties payable after the current State Fiscal Year or fiscal year are contingent upon funds for that purpose being appropriated, budgeted, and otherwise made available.

C. GOVERNMENTAL IMMUNITY.

Liability for claims for injuries to persons or property arising from the negligence of the Parties, its departments, boards, commissions committees, bureaus, offices, employees and officials shall be controlled and limited by the provisions of the Colorado Governmental Immunity Act, §24-10-101, et seq., C.R.S.; the

Federal Tort Claims Act, 28 U.S.C. Pt. VI, Ch. 171 and 28 U.S.C. 1346(b), and the State's risk management statutes, §§24-30-1501, et seq. C.R.S. No term or condition of this Contract shall be construed or interpreted as a waiver, express or implied, of any of the immunities, rights, benefits, protections, or other provisions, contained in these statutes.

D. INDEPENDENT CONTRACTOR

Contractor shall perform its duties hereunder as an independent contractor and not as an employee. Neither Contractor nor any agent or employee of Contractor shall be deemed to be an agent or employee of the State. Contractor shall not have authorization, express or implied, to bind the State to any agreement, liability or understanding, except as expressly set forth herein. **Contractor and its employees and agents are not entitled to unemployment insurance or workers compensation benefits through the State and the State shall not pay for or otherwise provide such coverage for Contractor or any of its agents or employees. Contractor shall pay when due all applicable employment taxes and income taxes and local head taxes incurred pursuant to this Contract. Contractor shall (i) provide and keep in force workers' compensation and unemployment compensation insurance in the amounts required by law, (ii) provide proof thereof when requested by the State, and (iii) be solely responsible for its acts and those of its employees and agents.**

E. COMPLIANCE WITH LAW.

Contractor shall comply with all applicable federal and State laws, rules, and regulations in effect or hereafter established, including, without limitation, laws applicable to discrimination and unfair employment practices.

F. CHOICE OF LAW, JURISDICTION, AND VENUE.

Colorado law, and rules and regulations issued pursuant thereto, shall be applied in the interpretation, execution, and enforcement of this Contract. Any provision included or incorporated herein by reference which conflicts with said laws, rules, and regulations shall be null and void. All suits or actions related to this Contract shall be filed and proceedings held in the State of Colorado and exclusive venue shall be in the City and County of Denver.

G. PROHIBITED TERMS.

Any term included in this Contract that requires the Parties to indemnify or hold Contractor harmless; requires the Parties to agree to binding arbitration; limits Contractor's liability for damages resulting from death, bodily injury, or damage to tangible property; or that conflicts with this provision in any way shall be void ab initio. Nothing in this Contract shall be construed as a waiver of any provision of §24-106-109 C.R.S. Any term included in this Contract that limits Contractor's liability that is not void under this section shall apply only in excess of any insurance to be maintained under this Contract, and no insurance policy shall be interpreted as being subject to any limitations of liability of this Contract.

H. SOFTWARE PIRACY PROHIBITION.

State or other public funds payable under this Contract shall not be used for the acquisition, operation, or maintenance of computer software in violation of federal copyright laws or applicable licensing restrictions. Contractor hereby certifies and warrants that, during the term of this Contract and any extensions, Contractor has and shall maintain in place appropriate systems and controls to prevent such improper use of public funds. If the State determines that Contractor is in violation of this provision, the State may exercise any remedy available at law or in equity or under this Contract, including, without limitation, immediate termination of this Contract and any remedy consistent with federal copyright laws or applicable licensing restrictions.

I. EMPLOYEE FINANCIAL INTEREST/CONFLICT OF INTEREST. §§24-18-201 and 24-50-507, C.R.S.

The signatories aver that to their knowledge, no employee of the State has any personal or beneficial interest whatsoever in the service or property described in this Contract. Contractor has no interest and shall not acquire any interest, direct or indirect, that would conflict in any manner or degree with the performance of Contractor's services and Contractor shall not employ any person having such known interests.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK

THE PARTIES HERETO HAVE EXECUTED THIS AGREEMENT

<p>THE LOCAL AGENCY CITY OF FORT COLLINS</p> <p>By: _____ *Signature</p> <p>Name: _____ (Print Name)</p> <p>Title: _____ (Print Title)</p> <p>Date: _____</p>	<p>STATE OF COLORADO Jared S. Polis Department of Transportation</p> <p>By: _____ Keith Stefanik, P.E., Chief Engineer (For) Shoshana M. Lew, Executive Director</p> <p>Date: _____</p>
<p>ADDITIONAL LOCAL AGENCY SIGNATURES CITY OF FORT COLLINS</p> <p>ATTEST:</p> <p>By: _____ *Signature</p> <p>Name: _____ (Print Name)</p> <p>Title: _____ (Print Title)</p> <p>Date: _____</p> <p>APPROVED AS TO FORM:</p> <p>By: _____ *Signature</p> <p>Name: _____ (Print Name)</p> <p>Title: _____ (Print Title)</p> <p>Date: _____</p>	<p>STATE OF COLORADO LEGAL REVIEW Philip J. Weiser, Attorney General</p> <p>By: _____ Signature – Assistant Attorney General</p> <p>Date: _____</p>

ALL AGREEMENTS REQUIRE APPROVAL BY THE STATE CONTROLLER

CRS §24-30-202 requires the State Controller to approve all State Agreements. This Agreement is not valid until signed and dated below by the State Controller or delegate. The Local Agency is not authorized to begin performance until such time. If the Local Agency begins performing prior thereto, the State of Colorado is not obligated to pay the Local Agency for such performance or for any goods and/or services provided hereunder.

STATE OF COLORADO

STATE CONTROLLER

Robert Jaros, CPA, MBA, JD

By: _____
Colorado Department of Transportation

Date: _____

EXHIBIT A
SCOPE OF WORK

Name of Project: Foothill Transit Station
Project Number: MTF M455-165
SubAccount #: 26939

The Colorado Department of Transportation (“CDOT”) will oversee the City of Fort Collins when the City of Fort Collins designs the Foothill Transit Station (hereinafter referred to as “this work”). CDOT and the City of Fort Collins believe it will be beneficial to perform this work to improve transit service reliability and frequency along the Elizabeth Corridor connecting CSU main and Foothill Campuses.

The design will be completed in accordance with AASHTO design standards, the Americans with Disabilities Act, and all applicable state, federal and local rules and regulations. The design phase of the work is expected to begin in 2025 and will identify more exact requirements, qualities, and attributes for this work (hereinafter referred to as “the exact work”). The exact work shall be used to complete the construction phase of the project. The construction phase of the contract is anticipated to begin in 2027.

If this project is funded with Multimodal Transportation & Mitigation Options Funding (MMOF) these funding expenditures must be invoiced by June 1st of the year they expire.

By accepting funds for this Scope of Work, Local Agency acknowledges, understands, and accepts the continuing responsibility for the safety of the traveling public after initial acceptance of the project. **Local Agency is responsible for maintaining and operating the scope of work described in this Exhibit A constructed under this Agreement at its own cost and expense during its useful life.**

THE REST OF THIS PAGE INTENTIONALLY LEFT BLANK

EXHIBIT B
LOCAL AGENCY RESOLUTION (IF APPLICABLE)

EXHIBIT C - FUNDING PROVISIONS**City of Fort Collins - MTF M455-165 (26939)****A. Cost of Work Estimate**

The Local Agency has estimated the total cost of the Work to be \$635,338.00, which is to be funded as follows:

1. a.	State Funds (50% of MMOF Award)	\$317,669.00
b.	Local Agency Funds (50% of MMOF Award)	\$317,669.00
TOTAL BUDGETED FUNDS		\$635,338.00
2.	ESTIMATED PAYMENT TO LOCAL AGENCY	
a.	State Funds Budgeted	\$317,669.00
TOTAL ESTIMATED PAYMENT TO LOCAL AGENCY		50% \$317,669.00
TOTAL ESTIMATED FUNDING BY LOCAL AGENCY		50% \$317,669.00
TOTAL PROJECT ESTIMATED FUNDING		100.00% \$635,338.00
4.	FOR CDOT ENCUMBRANCE PURPOSES	
a.	Total Encumbrance Amount (Only State funds are encumbered)	\$317,669.00
b.	Less ROW Acquisition 3111 and/or ROW Relocation 3109	\$0.00
NET TO BE ENCUMBERED BY CDOT IS AS FOLLOWS		\$317,669.00

Note: No funds are currently available. Design and Construction funds will become available after execution of an Option letter (Exhibit D) or formal Amendment.

Design 3020		
WBS Element 26939.10.30	Performance Period Start*/End Date	\$0.00
	N/A	
Const. 3301		
WBS Element 26939.20.10	Performance Period Start*/End Date	\$0.00
	N/A	

*The Local Agency should not begin work until both of the following are in place: 1) the execution of the document encumbering funds for the respective phase; and 2) Local Agency receipt of the official Notice to Proceed. Any work performed before these two (2) milestones are achieved will not be reimbursable.

B. Funding Ratio

The funding ratio for the State funds for this Work is 50% State funds to 50% Local Agency funds, and this ratio applies only to the \$635,338.00 that is eligible for State funds. All other costs are borne by the Local Agency at 100%. If the total cost of performance of the Work exceeds \$635,338.00, and additional State funds are not available, the Local Agency shall pay all such excess costs. If the total cost of performance of the Work is less than \$635,338.00, then the amounts of Local Agency and State funds will be decreased in accordance with the funding ratio described herein.

This applies to the entire scope of Work.

C. Maximum Amount Payable

The maximum amount payable to the Local Agency under this Agreement shall be \$317,669.00. For CDOT accounting purposes, the State funds of \$317,669.00 will be encumbered, but the Local Agency funds of \$317,669.00 will NOT be encumbered, for a total encumbrance of \$317,669.00. The total budget of this project is \$635,338.00, unless this amount is increased by an executed amendment before any increased cost is incurred. The total cost of the Work is the best estimate available, based on the design data as approved at the time of execution of this Agreement, and any cost is subject to revisions agreed to by the parties prior to bid and award. **This applies to the entire scope of Work.**

THE REST OF THIS PAGE IS INTENTIONALLY LEFT BLANK

EXHIBIT D**SAMPLE IGA OPTION LETTER**

Date	State Fiscal Year	Option Letter No.
Project Code	Original Agreement #	

Vendor Name:

Option to unilaterally add phasing to include Design, Construction, Environmental, Utilities, ROW incidentals or Miscellaneous and to update encumbrance amount(s).

Option to unilaterally transfer funds from one phase to another phase.

Option to unilaterally add phasing to include Design, Construction, Environmental, Utilities, ROW incidentals or Miscellaneous, to update encumbrance amount(s), and to unilaterally transfer funds from one phase to another phase.

Option to unilaterally extend the term of this Agreement and/or update a Work Phase Performance Period and/or modify OMB Guidance.

Option A

In accordance with the terms of the original Agreement between the State of Colorado, Department of Transportation and the Local Agency, the State hereby exercises the option to authorize the Local Agency to add a phase and to encumber funds for the phase based on changes in funding availability and authorization. The total encumbrance is (or increased) by \$0.00. A new **Exhibit C-1** is made part of the original Agreement and replaces **Exhibit C**.

Option B

In accordance with the terms of the original Agreement between the State of Colorado, Department of Transportation and the Local Agency, the State hereby exercises the option to transfer funds based on variance in actual phase costs and original phase estimates. A new **Exhibit C-1** is made part of the original Agreement and replaces **Exhibit C**.

Option C

In accordance with the terms of the original Agreement between the State of Colorado, Department of Transportation and the Local Agency, the State hereby exercises the option to 1) release the Local Agency to begin a phase; 2) to encumber funds for the phase based upon changes in funding availability and authorization; and 3) to transfer funds from phases based on variance in actual phase costs and

original phase estimates. A new **Exhibit C-1** is made part of the original Agreement and replaces **Exhibit C**.

Option D

In accordance with the terms of the original Agreement between the State of Colorado, Department of Transportation and the Local Agency, the State hereby exercises the option extend the term of this Agreement and/or update a Work Phase Performance Period and/or modify information required under the OMB Uniform Guidance, as outlined in **Exhibit C**. This is made part of the original Agreement and replaces the Expiration Date shown on the Signature and Cover Page. Any updated version of **Exhibit C** shall be attached to any executed Option Letter as **Exhibit C-1** (with subsequent exhibits labeled **C-2**, **C-3**, etc.).

The effective date of this option letter is upon approval of the State Controller or delegate.

STATE OF COLORADO
Jared S. Polis
Department of Transportation

By: _____
 Keith Stefanik, P.E., Chief Engineer
 (For) Shoshana M. Lew, Executive Director

Date: _____

ALL AGREEMENTS MUST BE APPROVED BY THE STATE CONTROLLER

CRS §24-30-202 requires the State Controller to approve all State Agreements. This Agreement is not valid until signed and dated below by the State Controller or delegate. Contractor is not authorized to begin performance until such time. If the Local Agency begins performing prior thereto, the State of Colorado is not obligated to pay the Local Agency for such performance or for any goods and/or services provided hereunder.

STATE OF COLORADO
STATE CONTROLLER
 Robert Jaros, CPA, MBA, JD

By: _____
 Colorado Department of Transportation

Date: _____

Exhibit E

Colorado Department of Transportation

Local Agency Contract Administration Checklist

Project Number	STIP Number	Project Code	Region
MTF M455-165	SR47007	26939	4
Project Location			Date
City of Fort Collins			5/12/2025
Project Description			
Foothill Transit Station			
Local Agency		Local Agency Project Manager	
City of Fort Collins		Spencer M. Smith	
CDOT Resident Engineer		CDOT Project Manager	
Bryce Reeves		Armando Ochoa	

Instructions:

This checklist shall be used to establish the contractual administrative responsibilities of the individual parties to this agreement. The checklist becomes an attachment to the Local Agency Agreement. Section numbers (No.) correspond to the applicable chapters of the CDOT Local Agency Manual (formerly referred to as the Local Agency Desk Reference). Local Agency Web Resource (LAWR) numbers correspond to the applicable flowchart in the Local Agency Web Resource.

The checklist shall be prepared by placing an X under the responsible party, opposite each of the tasks. The X denotes the party responsible for initiating and executing the task. It is preferred that only one responsible party be selected, however a number of items may have both parties selected based on judgement. When neither CDOT nor the Local Agency is responsible for a task, not applicable (N/A) shall be marked. In addition, # will be marked to denote that CDOT must concur or approve.

The Regions, in accordance with established policies and procedures, will determine who will perform tasks that are the responsibility of CDOT.

The checklist shall be prepared by the CDOT Resident Engineer or the CDOT Project Manager, in cooperation with the Local Agency Project Manager, and submitted to the Region Program Engineer. If contract administration responsibilities change, the CDOT Resident Engineer, in cooperation with the Local Agency Project Manager, will prepare and distribute a revised checklist.

Note:

Failure to comply with applicable Federal and State requirements may result in the loss of Federal or State participation in funding.

Acronyms:

Colorado Department of Transportation - CDOT
Disadvantaged Business Enterprise - DBE
Colorado Department of Transportation - CDOT
Disadvantaged Business Enterprise - DBE
Equal Employment Opportunity - EEO
Federal Highway Administration - FHWA
Field Inspection Review - FIR
Final Office Review - FOR
Hot Mix Asphalt - HMA
Independent Assurance Testing - IAT
Intergovernmental Agreement - IGA
Local Agency - LA
Local Agency Web Resource - LAWR
Not Applicable - N/A
Number - No.
On-The-Job - OJT
Plans, Specifications, and Estimate - PS&E
Professional Engineer - PE
Right-of-Way - ROW
Statewide Transportation Improvement Program - STIP
Transportation Improvement Program - TIP

TIP / STIP Long-Range Plans

LAWR	No.	Description of Task
	2.1	Review Project to ensure it is consistent with Statewide Plan and amendments thereto

Responsible Party

LA	CDOT
<input type="checkbox"/>	<input checked="" type="checkbox"/>

Subrecipient Monitoring

LAWR	No.	Description of Task
	3.1	Preparation of Subrecipient Monitoring Compliance Documents <ul style="list-style-type: none"> • Subrecipient Determination Tool • Subrecipient Risk Assessment • Subrecipient Notification Letter • Subrecipient Project Update Report (Formerly "Performance Report to CDOT") • CDOT Monitoring Report of Subrecipients (If applicable)

Responsible Party

LA	CDOT
<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>

Federal Funding Obligation and Authorization

LAWR	No.	Description of Task
	4.1	Authorize funding by phases (Requires FHWA Concurrence if Federal-aid Highway funded project.). Please check N/A, if Not applicable.

Responsible Party

LA	CDOT
<input type="checkbox"/>	<input checked="" type="checkbox"/>

Project Development

LAWR	No.	Description of Task
	5.1	Determine Delivery Method
1	5.2	Prepare Design Data - CDOT Form 463
	5.3	Prepare Local Agency/CDOT Inter-Governmental Agreement (see also Chapter 3)
2	5.4	Conduct Consultant Selection/Execute Consultant Agreement <ul style="list-style-type: none"> • Project Development • Construction Contract Administration (including Fabrication Inspection Services)
3,3A	5.5	Conduct Design Scoping Review Meeting
3,6	5.6	Conduct Public Involvement

Responsible Party

LA	CDOT
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>

			Responsible Party	
LAWR	No.	Description of Task	LA	CDOT
3	5.7	Conduct Field Inspection Review (FIR)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
4	5.8	Conduct Environmental Process (may require FHWA concurrence /involvement)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5	5.9	Acquire Right-of-Way (may require FHWA concurrence /involvement)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3	5.10	Obtain Utility and Railroad Agreements	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3	5.11	Conduct Final Office Review (FOR)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
3A	5.12	Justify Force Account Work by the Local Agency	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3B	5.13	Justify Proprietary, Sole Source, or Local Agency Furnished Items	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3	5.14	Document Design Exceptions - CDOT Form 464	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	5.15	Seek Permission for use of Guaranty and Warranty Clauses	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3	5.18	Prepare Plans, Specifications, Construction Cost Estimates and Submittals	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	5.19	Comply with Requirements for Off-and On-System Bridges & Other Structural Work	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	5.20	Update Approvals on PS&E Package if Project Schedule Delayed	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	5.21	Ensure Authorization of Funds for Construction	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	5.22	Use Electronic Signatures	<input type="checkbox"/>	<input type="checkbox"/>
	5.23	File Project Development Records/Documentation in ProjectWise (PW)	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Project Development Civil Rights and Labor Compliance

			Responsible Party	
LAWR	No.	Description of Task	LA	CDOT
3	6.1	Set Disadvantaged Business Enterprise (DBE) Goals for Consultant and Construction Contracts (CDOT Region Civil Rights Office)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	6.2	Determine Applicability of Davis-Bacon Act	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		This project <input checked="" type="checkbox"/> is <input type="checkbox"/> is not exempt from Davis-Bacon Requirements as determined by the functional classification of the project location (Projects located on local roads and rural minor collectors may be exempt.)		

CDOT Resident Engineer

Date

Bryce Reeves

3/27/2025

Responsible Party

LAWR	No.	Description of Task	LA	CDOT
	6.3	Set On-the-Job Training Goals (CDOT Region Civil Rights Office) “NA”, if Not Applicable	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	6.4	Enforce Prompt Payment Requirements	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	6.5	Use Electronic Tracking and Submission Systems B2Gnow <input checked="" type="checkbox"/> LCPTracker <input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3	6.6	Prepare/submit Title VI Plan and Incorporate Title VI Assurances	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6,7		Ensure the correct Federal Wage Decision, all required Disadvantaged Business Enterprise/On-the-Job Training Special provisions and FHWA Form 1273 are included in the Contract (CDOT Resident Engineer)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Advertise, Bid and Award of Construction Projects

Responsible Party

		Federal Project (use 7.1 series in Chapter 7)	<input type="checkbox"/>	
		Non-Federal Project (Use 7.2 series in Chapter 7)	<input checked="" type="checkbox"/>	
LAWR	No.	Description of Task	LA	CDOT
6,7		Obtain Approval for Advertisement Period of Less Than Three Weeks	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7		Advertise for Bids	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7		Concurrence to Advertise	<input type="checkbox"/>	<input checked="" type="checkbox"/>
7		Distribute “Advertisement Set” of Plans and Specifications	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7		Review Worksite & Plan Details w/ Prospective Bidders While Project is Under Advertisement	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7		Open Bids	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7		Process Bids for Compliance		
		Check CDOT Form 1415 - Commitment Confirmation when the Low bidder meets DBE goals. (“N/A” if Not Applicable)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Evaluate CDOT Form 1416 - Good Faith Effort Report and determine if the Contractor has made a good faith effort when the low bidder does not meet DBE goals. (“N/A” if Not Applicable)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Submit required documentation for CDOT award concurrence	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Concurrence from CDOT to Award	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Approve Rejection of Low Bidder	<input type="checkbox"/>	<input checked="" type="checkbox"/>
7,8		Award Contract (Federal)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8		Provide “Award” and “Record” Sets of Plans and Specifications (Federal)	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Construction Management**Responsible Party**

LAWR	No.	Description of Task	LA	CDOT
8		Intro File Project Construction Records/Documentation in PW or as Directed	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8	8.1	Issue Notice to Proceed to the Contractor	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8	8.2	Project Safety	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8	8.3	Conduct Conferences		
		• Preconstruction Conference (Appendix B)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		○ Fabrication Inspection Notifications	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		• Pre-Survey	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		○ Construction Staking	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		○ Monumentation	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		• Partnering (Optional)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		• Structural Concrete Pre-Pour (Agenda is in the CDOT Construction Manual)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		• Concrete Pavement Pre-Paving (Agenda is in the CDOT Construction Manual)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		• HMA Pre-Paving (Agenda is in the CDOT Construction Manual)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8	8.4	Develop and distribute Public Notice of Planned Construction to media and local residents	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	8.5	Supervise Construction		
		A Professional Engineer (PE) registered in Colorado, who will be “in responsible charge of construction supervision”	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Local Agency Professional Engineer or CDOT Resident Engineer		
		<div>Bryce Reeves</div>		
		Phone Number		
		<div>970-350-2126</div>		
		Provide competent, experienced staff who will ensure the Contract work is constructed in accordance with the plans and specifications	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Construction inspection and documentation (including Projects with structures)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Fabrication Inspection and Documentation	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	8.6	Review and Approve Shop Drawings	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	8.7	Perform Traffic Control Inspections	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	8.8	Perform Construction Surveying	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	8.9	Monument Right-of-Way	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Responsible
Party**

LA CDOT

LAWR	No.	Description of Task	LA	CDOT
9,9A	8.10	Prepare and Approve Interim and Final Contractor Pay Estimates. Collect and review CDOT Form 1418 (or equivalent) or use compliance software system. Provide the name and phone number of the person authorized for this task.	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Local Agency Representative

Phone Number

Spencer M. Smith

970-416-8054

9	8.11	Prepare and Approve Interim and Final Utility and Railroad Billings	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9B	8.12	Prepare and Authorize Change Orders	<input checked="" type="checkbox"/>	<input type="checkbox"/> #
9B	8.13	Submit Change Order Package to CDOT	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9A	8.14	Prepare Local Agency Reimbursement Requests	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	8.15	Monitor Project Financial Status	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
9	8.16	Prepare and Submit Monthly Progress Reports	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	8.17	Resolve Contractor Claims and Disputes	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	8.18	Conduct Routine and Random Project Reviews	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Provide the name and phone number of the person responsible for this task.		

CDOT Resident Engineer

Phone Number

Bryce Reeves

970-350-2126

9	8.19	Ongoing Oversight of DBE Participation	<input checked="" type="checkbox"/>	<input type="checkbox"/>
---	------	--	-------------------------------------	--------------------------

Materials**Responsible
Party**

LAWR	No.	Description of Task	LA	CDOT
9,9C	9.1	Discuss Materials at Pre-Construction Meeting	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		• Buy America documentation required prior to Installation of steel	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		• Buy America, Build America documentation required prior to installation of materials	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Responsible
Party**

LA CDOT

LAWR	No.	Description of Task	LA	CDOT
9,9C	9.2	Complete CDOT Form 250 - Materials Documentation Record <ul style="list-style-type: none"> • Generate form, which includes determining the Minimum number of required tests and applicable Material submittals for all materials placed on the project • Update the form as work progresses • Complete and distribute form after work is completed 	<input type="checkbox"/>	<input checked="" type="checkbox"/>
9C	9.3	Perform Project Acceptance Samples and Tests	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9C	9.4	Perform Laboratory Acceptance Tests	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9C	9.6	Accept Manufactured Products <p>Inspection of structural components:</p> <ul style="list-style-type: none"> • Fabrication of structural steel and pre-stressed concrete structural components • Bridge modular expansion devices (0" to 6" or greater) • Fabrication of bearing devices 	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9C	9.6	Approve Sources of Materials	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9C	9.7	Independent Assurance Testing (IAT) <p>Local Agency Procedures <input checked="" type="checkbox"/> CDOT Procedures <input type="checkbox"/></p> <ul style="list-style-type: none"> • Generate IAT schedule • Schedule and provide notification • Conduct IAT 	<input type="checkbox"/>	<input type="checkbox"/>
9C	9.8	Approve mix designs <ul style="list-style-type: none"> • Concrete • Hot Mix Asphalt 	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
9C	9.9	Check Final Materials Documentation	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9C	9.10	Complete and Distribute Final Materials Documentation	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Construction Civil Rights and Labor Compliance**Responsible
Party**

LA CDOT

LAWR	No.	Description of Task	LA	CDOT
9	10.1	Fulfill Project Bulletin Board and Pre-Construction Packet Requirements	<input checked="" type="checkbox"/>	<input type="checkbox"/>

			Responsible Party	
LAWR	No.	Description of Task	LA	CDOT
8,9	10.2	Process CDOT Form 205 - Sublet Permit Application and CDOT Form 1425 - Supplier Application Approval Request. Review & sign completed forms, or review/approve in compliance software system, as applicable, & submit to Region Civil Rights Office.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	10.3	Conduct Equal Employment Opportunity and Labor Compliance Verification Employee Interviews. Complete CDOT Form 280	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	10.4	Monitor Disadvantaged Business Enterprise Participation to Ensure Compliance with the "Commercially Useful Function" Requirements.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
9	10.5	Conduct Interviews when Project Utilizes On-the-Job Trainees. <ul style="list-style-type: none"> Complete CDOT Form 1337 - Contractor Commitment to Meet OJT Requirements. Complete CDOT Form 838 - OJT Trainee / Apprentice Record. Complete CDOT Form 200 - OJT Training Questionnaire. 	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
9	10.6	Check Certified Payrolls (Contact the Region Civil Rights Office for training requirements)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	10.7	Submit FHWA Form 1391 - Highway Construction Contractor's Annual EEO Report	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	10.8	Contract Compliance and Project Site Reviews	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Finals

			Responsible Party	
LAWR	No.	Description of Task	LA	CDOT
	11.1	Conduct Final Project Inspection & Final Inspection of Structures, if applicable	<input type="checkbox"/>	<input checked="" type="checkbox"/>
10	11.2	Write Final Project Acceptance Letter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10	11.3	Advertise for Final Settlement	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11	11.4	Prepare and Distribute Final As-Constructed Plans	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11	11.5	Prepare EEO Certification and Collect EEO Forms	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11	11.6	Check Final Quantities, Plans, and Pay Estimate; Check Project Documentation; and submit Final Certifications	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11	11.7	Check Material Documentation and Accept Final Material Certification (See Chapter 9)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	11.8	Review CDOT Form 1419	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	11.9	Submit CDOT Professional Services Closeout Report Form	<input checked="" type="checkbox"/>	<input type="checkbox"/>

			Responsible Party	
LAWR	No.	Description of Task	LA	CDOT
	11.10	Complete and Submit CDOT Form 1212 LA - Final Acceptance Report (by CDOT)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
11	11.11	Process Final Payment	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	11.12	Close out Local Project	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	11.13	Complete and Submit CDOT Form 950 - Project Closure	<input type="checkbox"/>	<input checked="" type="checkbox"/>
11	11.14	Retain Project Records	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11	11.15	Retain Final Version of Local Agency Contract Administration Checklist	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Cc: CDOT Resident Engineer/Project Manager
 CDOT Region Program Engineer
 CDOT Region Civil Rights Office

CDOT Region Materials Engineer
 CDOT Contracts and Market Analysis Branch
 Local Agency Project Manager

EXHIBIT F
PII Certification

STATE OF COLORADO
LOCAL AGENCY CERTIFICATION FOR ACCESS TO PII THROUGH A
DATABASE OR AUTOMATED NETWORK

Pursuant to § 24-74-105, C.R.S., I, _____, on behalf of _____ (legal name of Local Agency) (the “Local Agency”), hereby certify under the penalty of perjury that the Local Agency has not and will not use or disclose any Personal Identifying Information, as defined by § 24-74-102(1), C.R.S., for the purpose of investigating for, participating in, cooperating with, or assisting Federal Immigration Enforcement, including the enforcement of civil immigration laws, and the Illegal Immigration and Immigrant Responsibility Act, which is codified at 8 U.S.C. §§ 1325 and 1326, unless required to do so to comply with Federal or State law, or to comply with a court-issued subpoena, warrant or order.

I hereby represent and certify that I have full legal authority to execute this certification on behalf of the Local Agency.

Signature: _____

Printed Name: _____

Title: _____

Date: _____

File Attachments for Item:

Staff Report: One Water Strategic Plan Update

The purpose of this item is to provide a progress update on the City's ongoing One Water planning efforts. This work supports City's Council's priority of protecting community water systems in an integrated way to ensure resilient water resources and healthy watersheds.

In early 2024, the Water Utilities initiated a two-phased planning approach to the development of a strategic One Water Plan to guide the planning, operations, and management of the City's water resources and water systems over the next 50 years. Phase 1 (Self-Assessment) of this work was completed in March 2025 with the development of a One Water Action Framework Report, which characterizes the current state of the City's water resources, systems and practices and lays out the City's vision for One Water.

Building upon this work, Phase 2 (Plan Development) will begin in early June 2025. The work will focus on the development of a One Water Strategic Plan that establishes goals and supporting strategies needed to address the community's current and anticipated water-related challenges using collaborative and holistic water management approaches. The work will be informed by both internal and community engagement and is expected to take approximately 10-12 months to complete.

AGENDA ITEM SUMMARY

City Council



STAFF

Jill Oropeza, Utilities Sr. Director, Water Sciences and Planning

SUBJECT

Staff Report: One Water Strategic Plan Update

EXECUTIVE SUMMARY

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ATTACHMENTS

1. One Water Action Framework Report
2. Presentation



One Water Action Framework

March 2025 / FINAL



One Water Action Framework

March 2025 / FINAL



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Abbreviations

AF	acre-feet
AFY	acre-feet per year
C-BT	Colorado-Big Thompson
CDPHE	Colorado Department of Public Health and Environment
cfs	cubic feet per second
CIP	capital improvement plan
City	City of Fort Collins
CSU	Colorado State University
CWCB	Colorado Water Conservation Board
DPR	direct potable reuse
DWRF	Drake Water Reclamation Facility
EIS	environmental impact statement
ELCO	East Larimer County Water District
FC Utilities	Fort Collins Utilities Department
FCLWD	Fort Collins-Loveland Water District
GMA	Growth Management Area
gpcd	gallons per capita per day
HVAC	heating, ventilation and air conditioning
JOP	Joint Operations Plan
MCL	maximum contaminant level
mgd	million gallons per day
MGPA	million gallons per acre
MWRF	Mulberry Water Reclamation Facility
NBS	nature-based solutions
NGO	non-governmental organizations
NPIC	North Poudre Irrigation Company
O ₃ /BAC	ozone/biologically activated carbon
OWAF	One Water Action Framework
PAC	powdered activated carbon
PCL	Pollution Control Laboratory
PFAS	per- and polyfluoroalkyl substances
PRPA	Platte River Power Authority
RHAF	River Health Assessment Framework
SCM	stormwater control measures
SUDS	sustainable urban drainage systems
SWD	Sunset Water District
TOC	total organic carbon

USACE	U.S. Army Corps of Engineers
USEPA	United States Environmental Protection Agency
UV	ultraviolet
WEP	Water Efficiency Plan
WFCWD	West Fort Collins Water District
WQL	water quality laboratory
WRF	Water Research Foundation
WSAP	Water Shortage Action Plan
WSSC	Water Storage and Supply Company
WTF	Water Treatment Facility

CHAPTER 1 ONE WATER VISION AND GOALS

1.1 Drivers for Integrated Water Planning

Fort Collins, Colorado is located 65 miles north of Denver in Larimer County along the Cache la Poudre River, between the Rocky Mountain foothills and Colorado's eastern plains. As the fourth-largest city in the state, Fort Collins spans over 57 square miles and is home to around 172,300 residents. The city is also home to Colorado State University and several major commercial enterprises.

The City of Fort Collins' (City) service area boundaries for drinking water, wastewater, and stormwater are not uniform, and in the cases of water and wastewater, certain areas within the city limits are served by neighboring utility providers. This introduces complexities in planning, coordination, and customer communication.

Furthermore, the City faces increasing pressures that must be considered in future planning and operations. For example, population growth, urbanization, reliance on an over-allocated Colorado River water supply and increased competition for available water rights present significant challenges. Increasingly, the City is concerned with mitigating the impacts of climate change, such as potential wildfires, climate-driven shifts in precipitation patterns, and intensifying drought, resulting in the growing scarcity of water resources. Lastly, advancements in technology, aging infrastructure, rising operational costs and service affordability are key challenges.

1.2 One Water Approach

In the last decade, many utilities across the United States started to embrace a "One Water" approach to planning and managing the water cycle in the urban environment. One Water recognizes and takes advantage of the interconnected nature of all aspects of a municipal water utility, ranging from raw water supply to water treatment and distribution, wastewater collection and water resource recovery, and stormwater management. The various types of water that circulate in the One Water cycle are schematically presented in Figure 1.1.

Under a One Water approach, managers of different portions of the water cycle work as a team, navigating across traditional boundaries or "siloes" of responsibility, to seek multi-benefit solutions through holistic water management. As the City of Fort Collins Utilities Department (FC Utilities) is responsible for managing water, wastewater, and stormwater, this department is a logical lead entity. However, the One Water approach goes beyond traditional water management and also aims to include other departments with intersecting responsibilities such as departments responsible for parks, recreation, natural areas, and even transportation and financial departments. The City is in a unique position as both a utility provider and municipal government, offering opportunities for broader stakeholder inclusion and applications.

The City is fully embracing a One Water mindset, with the principle that all water holds value being central to its One Water planning approach. In 2021, to address its ongoing and emerging water management challenges more effectively, the City restructured its Water Utilities to improve efficiency and integration across its divisions. This reorganization included the establishment of a water utilities Executive Director

role to oversee the City's One Water Program and alignment of other senior leadership roles that work across all water sectors. Additionally, a capital project delivery team was formed. Together, these groups oversee the City's water utilities' regulatory compliance, planning, project implementation, and operational functions. This integrated approach is designed to meet the evolving needs of the City's water systems and its customers.

The City's One Water Action Framework (OWAF) will serve as a strategic guide for integrated planning and management of water resources and operations across several City departments—encompassing raw water, drinking water, stormwater, wastewater. This framework will enable the City to address its water management challenges and to maximize the benefits of its water resources and address the community's evolving water needs over the next 50 to 100 years. The OWAF is designed to inform capital planning priorities, shape budgeting processes, guide investments in technology and workforce training, identify key collaborations, foster workforce alignment, and act as a communication and engagement platform for both internal and external stakeholders.

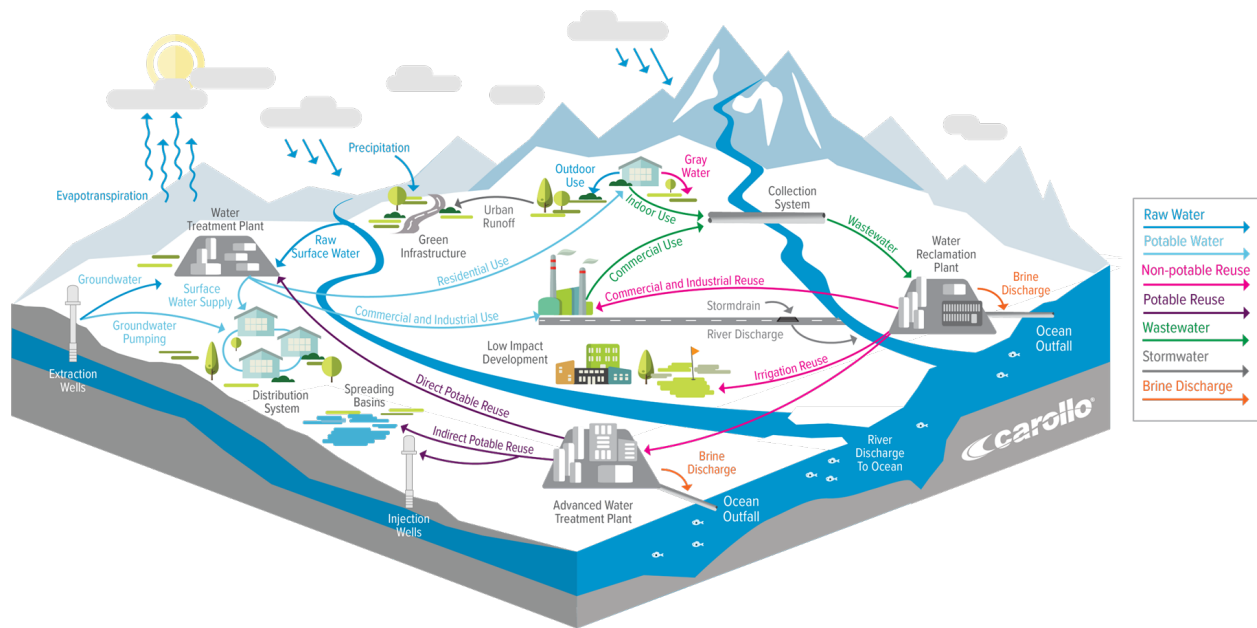


Figure 1.1 The One Water Cycle

1.3 Overview of Self-Assessment Approach

The Water Research Foundation (WRF) One Water Communities Self-Assessment Framework and Rating System (WRF Framework, Arabi et al., 2023) provides a systematic, structured basis for evaluating a community's current standing with respect to One Water implementation, and a framework for setting and achieving goals for One Water planning and management. The WRF Framework is organized around five "pillars":

1. One Water Planning.
2. Organizational Culture.
3. Stakeholder Engagement.

4. Informed Actions via One Water Project Opportunities.
5. One Water Monitoring.

For each of these five pillars, the WRF Framework establishes three Self-Assessment Levels (Figure 1.2):

1. Onboarding.
2. Progressing.
3. Advancing.



Figure 1.2 WRF Self-Assessment Framework Pillars and Levels

The City participated as a pilot utility in WRF's development of the self-assessment framework, and is now using the resulting WRF Framework to guide its One Water efforts through a two-phased work approach. As such, it is moving from Level 1 (Information Gathering) to Level 2 (Plan Development) under the first pillar of the WRF Framework, One Water Planning.

This report documents Phase I tasks and outcomes, including the development of a One Water Vision and Guiding Principles. Phase II will culminate in an OWAF document that details specific goals and strategies tailored to meet current and future needs of the Fort Collins community.

1.4 Report Organization

This report is organized into the following sections, aligned with the WRF Framework approach to One Water planning.

- **Chapter 1** documents the City's **Vision and Goals for One Water**.
- **Chapter 2** provides an overview of the **state of the City's water resources**, including raw water, drinking water, water resource recovery, and stormwater systems. It should be noted that this description is limited to the water infrastructure assets owned and operated by Fort Collins Water Utilities (FC Utilities), which serves about 80 percent of the Fort Collins Growth Management Area (GMA). This report does not include details of the Fort Collins-Loveland Water District (FCLWD), East Larimer County Water District (ELCO), or other smaller neighboring districts.
- **Chapter 3** documents the City's current **organizational culture** with respect to One Water.
- **Chapter 4** identifies **stakeholder engagement** opportunities for developing and implementing the City's OWAF.
- **Chapter 5** provides an initial list of **One Water Project Opportunities** as vehicles for putting One Water planning and management into action.
- **Chapter 6** documents **One Water Monitoring** recommendations through a set of proposed baseline indicators that can be used to characterize the state of the City's water supplies, water system, wastewater system, and stormwater systems.
- **Chapter 7** summarizes the recommendations of Chapters 2 through 6 and will form the basis for the next phase of the City's One Water planning effort.

The purpose of this report is to provide a foundation for the City's One Water effort and complete the "Level 1" assessments for all five pillars of the WRF One Water Self-Assessment Framework. The findings of this report complete Fort Collins OWAF Phase 1 and inform the scope and scale of Phase 2, which will be aligned with the recommendations summarized in Chapter 7.

1.5 One Water Vision

During the One Water Vision workshop with City staff held on September 12, 2024, workshop attendees participated in an interactive discussion to help define the key elements that should be included in the City's One Water vision statement. The Vision statement is intended to provide high-level direction for long-term One Water management across all aspects of the City's operations. Reference statements were reviewed as examples of how other utilities have established their vision for one water. Carollo used input from this workshop to develop a suite of draft Vision statement alternatives for consideration by the City, with subsequent refinement into a single unified vision statement.

The following top three themes emerged from the open-ended "word cloud" exercise (Figure 1.3):

- Integrated/Holistic.
- Collaborative.
- Alignment.



Figure 1.3 Vision Workshop Word Cloud

As shown in Figure 1.4, the following top themes emerged from the multiple choice exercise:

- Holistic.
- Collaborative.
- Resilient/Resilience (not only climate change resilience, but also operational resilience).
- Equitable.
- Ecosystem Benefits (acknowledging links between the built and natural environments).

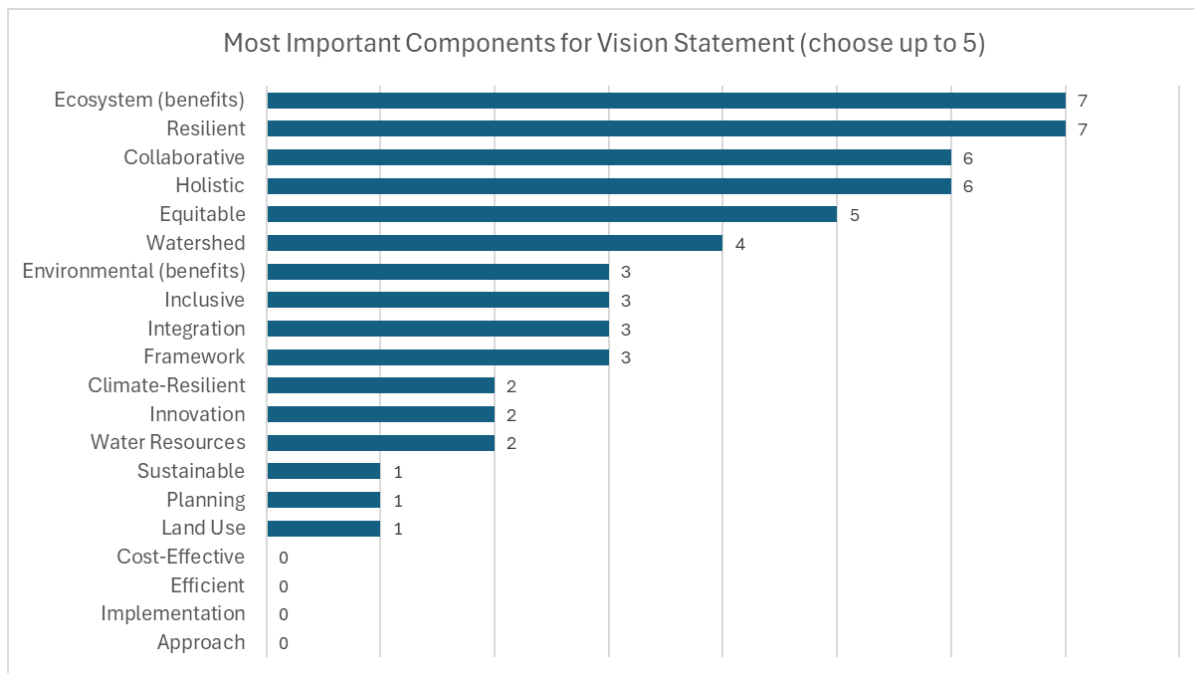


Figure 1.4 Vision Workshop Input on One Water Vision Statement Components

Based on this synopsis of input, and input from City staff, the City defined its Vision Statement for the OWAF as follows:

The One Water Action Framework advances collaborative and holistic water management approaches that promote healthy watersheds, resilient communities, and water equity.

1.6 Goals and Supporting Actions

During the Vision and Goals workshop in September 2024, five initial goals were developed to align with the One Water Self-Assessment pillars (see Figure 1.1). The supporting actions provide a path forward on how each of the goals will support the One Water Vision. Based on input from City staff in the Phase 2 brainstorm workshop in March 2025, it was decided that these goals will be revisited and likely consolidated in Phase 2.

By focusing on the following five goals, the City can effectively implement a One Water approach that promotes healthy watersheds, resilience, and water equity. For each goal, several specific potential supporting actions are identified, which can be further refined as the City progresses along its One Water journey. When implemented, these supporting actions can provide a path forward on how to achieve the five goals and ultimately make Fort Collins' One Water Vision a reality.

1. **Develop and implement an adaptive One Water framework.**

- a. Prioritize and implement multi-benefit projects and programs.
- b. Identify efficiencies through cost and resource sharing to minimize cost and promote service affordability.
- c. Incorporate best practices around sustainability during the planning, design, construction, and operational stages of new projects and programs.
- d. Develop planning and cost-sharing vehicles to implement multi-benefit projects.
- e. Coordinate and align the pursuit of external funding applications for One Water initiatives (e.g., One Water Utility Fund, shared capital improvement plan (CIP), One Water Operator position).
- f. Periodically update the One Water Action Framework.
- g. Align and leverage City-wide planning efforts toward multi-benefit outcomes.

2. **Increase watershed health and water systems resilience.**

- a. Identify and implement green infrastructure improvements.
- b. Restore ecosystems.
- c. Decrease pollutants in local waterways.
- d. Mitigate local flood impacts.
- e. Increase stormwater capture and use.
- f. Provide adequate water supply for the future needs of the community.
- g. Plan for climate extremes and other potential risks.
- h. Manage water demands with increased efficiency and explore water reuse.
- i. Establish performance indicators and metrics to track progress and measure the health of the Poudre River.

3. **Foster an organizational culture that promotes resource sharing and collaboration.**

- a. Promote resource and information sharing between departments.
- b. Invest in staff development and training to enhance One Water expertise across all departments.
- c. Provide a fair compensation structure to promote cross-departmental career movement and growth.

4. **Promote regional institutional collaboration.**

- a. Proactively engage regional stakeholders in an equitable manner.
- b. Identify regional water-related collaboration opportunities.
- c. Coordinate with regional partners on outside grant funding applications for regional projects.
- d. Align community engagement efforts and messaging around water between regional entities.

5. **Foster community support for One Water.**

- a. Explore strategies on how to increase public awareness and education around the Value of Water.
- b. Align community engagement activities between City departments and other regional entities.
- c. Engage and educate the community around the benefits of One Water, incl. cost savings and affordability. *(e.g., go to schools, create a website for One Water updates, present at community fairs, host in-person workshops, create education materials, conduct surveys).*
- d. Provide regular updates on the One Water initiative's progress and achievements to City Council and other public forums.

The goals and supporting actions listed above were used as a basis to develop indicators or metrics to measure progress towards achieving the One Water Vision as discussed in Chapter 6. However, it is recommended that these goals and supporting actions be revisited and refined as needed during the development of the City's One Water Plan in Phase 2 of this effort. Consequently, the indicators and metrics described in Chapter 6 will be revisited also.

CHAPTER 2 STATE OF WATER RESOURCES

This chapter provides an overview of the City's existing water, wastewater, and stormwater systems as a foundation for the OWAF, based on existing documents provided by the City. The documents utilized for this high-level overview of the City's state of water resources, along with the associated data gaps are summarized in the *Data Gaps and Needs Memorandum* which is included in Appendix A. This assessment summarizes existing systems and can help identify information gaps that should be addressed in Phase 2 of the OWAF. The additional data development and analysis needs identified in this high-level water systems assessment will inform the scope and scale of the effort for Phase 2.

This section is organized into the following subsections:

- Section 2.1 - Raw Water Supply System.
- Section 2.2 - Drinking Water System.
- Section 2.3 - Water Reclamation System.
- Section 2.4 - Stormwater System.

For each system, the existing infrastructure and existing conditions are summarized, followed by a description of potential future conditions and information gaps. It should be noted that the descriptions herein are limited to the One Water systems and assets owned and operated by City of Fort Collins Utilities (Water Utilities) only. The Fort Collins One Water Utilities is a municipal utility located in Fort Collins, Colorado, 65 miles north of Denver. One Water treats and delivers an average of 8.3 billion gallons per year to about 36,000 water accounts, which serves about 80 percent of the population and 60 percent of the land area within Fort Collins' city limits. Furthermore, the Water Utilities is a community-owned, not-for-profit utility that serves residential and commercial customers.

2.1 Raw Water Supply System

2.1.1 Existing Infrastructure

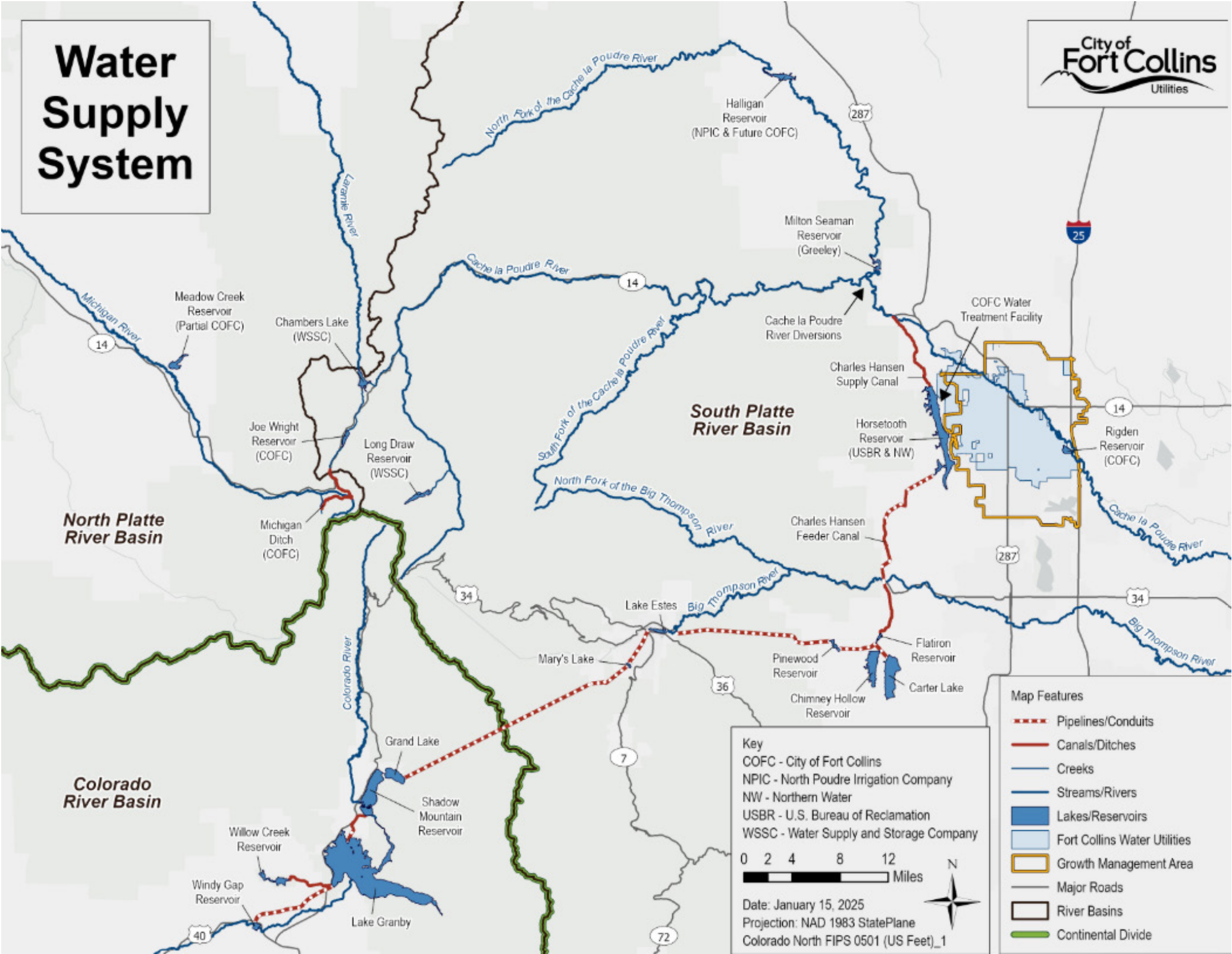
The City utilizes a system of infrastructure to divert, store, and convey raw water for potable and non-potable end uses. This includes Joe Wright Reservoir, Horsetooth Reservoir, and Rigden Reservoir, raw water intakes, raw water conveyance pipelines, and irrigation ditches that bring raw water supplies generally from the west to the City, such as native Poudre Water and the Colorado-Big Thompson (C-BT). Some of this raw water infrastructure is owned by the City, and some is owned by other entities.

The following eleven documents describe the City's existing raw water supply system in detail:

- AMEC 2014. Fort Collins Water Supply and Demand Management Policy Revision Report. April 2014.
- Brendle Group 2022. Water Resource Matters in the Fort Collins Growth Management Area: Study Report. September 2022.
- CDM Smith and DiNatale Water Consultants 2016. Hydrologic Modeling Technical Report for the Halligan Water Supply Project Environmental Impact Statement. October 2016.

- CH2M 2016. Water Treatment Facilities 2015 Master Plan. Prepared for Fort Collins Water Utilities. February 2016.
- City of Fort Collins 2023. Halligan Water Supply Project. Final Fish and Wildlife Mitigation and Enhancement Plan. June 7, 2023.
- City of Fort Collins Water Utilities 2015. Water Supply Planning in the Growth Management Area. City Council Work Session Item by Donnie Dustin and Carol Webb. July 14, 2015.
- DiNatale Water Consultants and CDM Smith 2014. Climate Change Hydrologic Impacts Analysis for the Common Technical Platform for the NISP and HSWSP Environmental Impact Statements. March 2014.
- Harvey Economics 2016. Technical Memorandum HE-1. City of Fort Collins Water Demands (Updated 2016). In support of the Halligan Project Environmental Impact Statement (EIS). 2016.
- Stantec 2019. 2019 Water Supply Vulnerability Study. June 2019
- Northern Water 2020. Press release 'Northern Water, Reclamation Complete Soldier Canyon Dam Work'. November 5, 2020.
- Upper Colorado River Commissioner 2024. Handout titled 'A Sustainable Colorado River Upper Division States Alternative FAQ'. Undated. Obtained April 2024 from Colorado Division of Water Resources staff.
- Water Research Foundation 2012. Joint Front Range Climate Change Vulnerability Study.

A map of the City's key raw water sources and infrastructure is shown in Figure 2.1.



Source: Water Supply and Demand Management Policy Report (AMEC 2014)

Figure 2.1 Overview of the City's Raw Water Supply System

2.1.1.1 Raw Water Storage

The City has a solid water rights portfolio and continues to seek additional storage capacity to firm up those rights. In 2012, the City adopted a policy as part of its water supply planning criteria to establish a storage reserve factor of 20 percent of annual demand based on the most critical year of the modeled 1-in-50 drought (Fort Collins 2014). The City currently satisfies this requirement through a combination of water stored in Horsetooth Reservoir and Joe Wright Reservoir. The City utilizes the following three raw water storage reservoirs with a combined storage capacity of up to 12,771 acre-feet (AF), with 10,871 AF available for storage reserves:

- Joe Wright Reservoir (7,100 AF).
- Horsetooth Reservoir (up to 3,771 AF available through Northern's carryover program).
- Rigden Reservoir (1,900 AF; used primarily for return flow obligations).

Joe Wright Reservoir is currently the only City-owned storage facility able to deliver treatable supplies to its water treatment facility (WTF). Joe Wright Reservoir has a usable storage capacity of approximately 7,100 AF, but during the winter it is ideal to keep the water level less than 5,000 AF to minimize icing in the outlet works. The reservoir is used primarily to store Michigan Ditch water rights and has limited capacity to provide drought protection for Water Utilities.

Much of the usable water storage available to the City is located in Horsetooth Reservoir, which is part of the C-BT Project water system. The C-BT Project is a large regional water supply project managed by Northern Water that allocates water based on the number of C-BT units owned and an annual quota. Each year Northern Water sets the quota as a percent of 1 AF per unit based on storage levels and hydrologic conditions which has averaged about 70 percent. Applying a 70 percent quota, the City's 18,855 total C-BT units yields approximately 13,198 AF of supplies from the C-BT project, excluding rights to some C-BT through ownership in the North Poudre Irrigation Company (NPIC) because these cannot be relied upon as storage reserves through carryover. Because the City does not own any of the reservoirs associated with the C-BT system, any unused C-BT water reverts back to Northern Water with the exception of their carryover storage program which gives the ability to carryover up to 20 percent of the City's unit ownership (3,771 AF) in a separate storage account. Northern Water's carryover storage program is subject to change and does not convey ownership interest in the storage facilities.

The City constructed Rigden Reservoir, a former gravel mine downstream of its Drake Water Reclamation Facility (DWRF) near where I-25 crosses the Poudre River. Rigden Reservoir can be used to manage return flow obligations from its junior storage decree or storage of changed irrigation ditch water rights but does not provide a reliable means of delivering water into the raw water collection system and is not used to count toward the storage reserve.

2.1.1.2 Water Conveyance and Intakes

The Cache la Poudre River water rights are diverted at the Fort Collins Pipeline or at the Munroe Canal, both located about five miles upstream of the Poudre Canyon mouth. Diversions at the Fort Collins Pipeline are conveyed directly to the City's WTF at the base of Horsetooth Reservoir's Soldier Canyon Dam. Water diverted at the Munroe Canal is subsequently diverted from the canal into the Pleasant Valley Pipeline, which is a shared facility with the City of Greeley and three other water districts (commonly known as the Tri-Districts). The Pleasant Valley Pipeline flows by gravity from north to south during

summer months (April-October) to the City's WTF and the Tri-District's Soldier Canyon water treatment plant also at the base of the Soldier Canyon dam. In the winter months (November-March), the flow is reversed, using the pressure head in Horsetooth Reservoir to deliver water from Horsetooth Reservoir south-to-north to the City of Greeley's Bellevue Water Treatment Plant near the Poudre Canyon mouth. The primary raw water conveyance infrastructure is shown in Figure 2.1.

Further details on the City's intakes is provided in the Drinking Water Systems section of this Chapter.

2.1.2 Existing Conditions

2.1.2.1 Overview

Potable water is supplied to Fort Collins residences and businesses by the City's water utility and several other water districts. Planning and growth decisions in the 1950s and 1960s led to the formation of various water districts to serve parts of the city that were growing at that time (Fort Collins 2015). These districts include FCLWD, ELCO, West Fort Collins Water District (WFCWD), and the Sunset Water District (SWD). While these districts provide water to residents and businesses within city limits, this chapter is solely focused on water supplied by the City's water utility, which serves approximately 76 percent of the households within city limits, including Colorado State University (CSU) (Fort Collins 2023).

2.1.2.2 Water Rights

The City's water supplies are derived from a combination of water rights native to the Cache la Poudre River basin and transbasin water from the Colorado River, North Platte River, and Laramie River basins, detailed in Table 2.1. Note that of the total City-owned shares, Parks and Natural Areas own a certain amount that are not part of the treatable water supply. City Water Utilities share ownership is indicated in parentheses.

Table 2.1 City Water Rights Summary

Water Right	Amount	Unit	Notes	Estimated Yield
Fort Collins Pipeline - seniors	19.93	cubic feet per second (cfs)	Senior Direct Flow Rights (1860's) (15 cfs winter)	10,400 to 12,600 AFY
Fort Collins Pipeline – juniors	12.54	cfs	Junior Direct Flow Rights (1955) (17.47 winter)	0 to 5,400 AFY. Typically available only during peak runoff
Pleasant Valley and Lake Canal	202 (169)	Shares; 79% of ditch	Change of use in Case No. 80CW193	1,700 to 5,500 AFY
New Mercer Irrigation Co.	81 (70)	shares; 58% ownership	Change of use in 92CW129. Not all shares converted to municipal use yet	1,200 to 6,500 AFY
Larimer No. 2 Irrigation Co.	104 (100)	shares; 71% ownership		
Arthur Irrigation Co.	726 (628)	shares; 48% ownership		
Water Supply & Storage Co.	29 (26)	shares; 5% ownership		1,000 to 2,500 AFY
NPIC	3,568	shares; 36%	Native rights not used in municipal system – only C-BT units	n/a

Water Right	Amount	Unit	Notes	Estimated Yield
C-BT Units	18,855 (18,801)	units; 6% of available units	Yield dependent on annual Northern Water quota	9,428 to 18,855 AFY
C-BT Units via NPIC	14,272	equivalent units: less 20% ditch loss	Yield dependent on annual Northern Water quota and 20% ditch loss	5,709 to 11,418 AFY
Windy Gap	4,200	AF; contractual from Platte River Power Authority and Reuse Plan	Yield removes payment of C-BT to Water Supply & Storage Company for the Reuse Plan (described below)	2,310 AFY
Joe Wright Reservoir / Michigan Ditch	6,400	AF of storage in Joe Wright Reservoir	Meadow Creek Reservoir increases ability to divert Michigan Ditch water	1,400 to 9,600 AFY

Notes:

AFY - acre-feet per year.

The City's Poudre River rights include direct flow water rights decreed to the City and changed irrigation rights. The changed irrigation rights are derived in large part from ditches that divert from the Poudre River and served historically irrigated acreage that has now been developed within current city limits. These ditches include the Pleasant Valley Irrigation Company, and three ditches (New Mercer, Arthur, and Larimer No. 2 ditches) often referred to as the South Side Ditches. The City also owns shares in the Water Storage and Supply Company (WSSC) which has a combination of native Poudre River water rights and transbasin water rights (described below).

The City's North Platte River basin water rights are derived from the Michigan Ditch which takes water from the Michigan River, a tributary to the North Platte River, and delivers water into Joe Wright Creek in the Poudre River headwaters. This water can be stored in Joe Wright Reservoir or delivered directly to the Poudre River.

The City's Colorado River basin water is comprised of C-BT and Windy Gap Project water, both of which are delivered into Horsetooth Reservoir. The City's WTF takes water directly from Horsetooth Reservoir. In addition to C-BT and Windy Gap water, the City's WSSC shares have transmountain water in the Grand River Ditch. The Grand River Ditch diverts from the Colorado River headwaters in Rocky Mountain National Park and delivers water into the upper Poudre River basin above Long Draw Reservoir. Although most of the WSSC share's transbasin component are from the Grand Ditch, they get some additional transbasin diversions off the Laramie River (Laramie-Poudre Tunnel) that is delivered into the Poudre River basin. The City owns about 4 percent of the WSSC water rights and has changed these water rights to municipal use in its system.

The City owns 18,855 C-BT units outright and owns another 14,272 equivalent C-BT units through ownership of NPIC shares. Each share of NPIC includes 4 C-BT units. As a mutual ditch company, NPIC typically charges a 20 percent ditch loss on all deliveries to all shareholders, so that each shareholder (whether municipal or agricultural) receives the same amount of water per share. This means that effectively, the City receives 11,418 C-BT units from its NPIC shares. In total, these 30,273 C-BT (and NPIC equivalent) units (approximately 21,191 AF with the average quota of 70%) provide a substantial and reliable portion of the City's total water supply.

The C-BT Project was originally authorized as a supplemental water supply, so quotas tend to be lower in wet years, and higher in dry years. However, as the ownership of C-BT units has transitioned from primarily agricultural to primarily municipal today (approximately 85 percent of all units are municipally owned), the quota has been less variable to provide more certainty to municipal providers. However, following the drought of 2002, the quota was only 50 percent due to very low water supply in the Colorado River basin C-BT reservoirs. C-BT accounts for about half of the City's water supply, so low quota water years put a strain on the City's water supply system.

2.1.2.3 Water Service

Water Utilities currently delivers approximately 23,500 AFY of treated water to its customers and approximately 1,400 AFY of non-potable water is delivered and used by parks, golf courses and the cemetery. Additionally, Water Utilities serves about 4,500 AFY of other raw water obligations. Figure 2.2 shows a relative breakdown of the different demands met by the City.

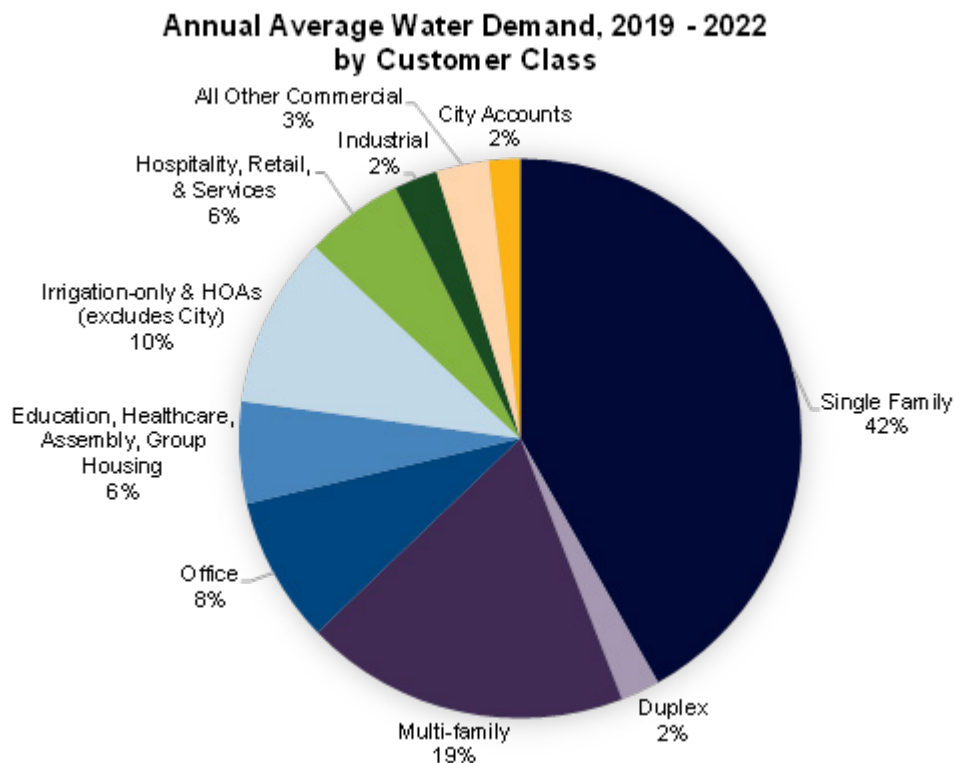


Figure 2.2 Average Annual Water Utilities Demand

Per the City of Fort Collins Water Demands reported in Technical Memorandum HE-1 in support of the Halligan Project Environmental Impact Statement (Harvey Economics, 2016), the per capita water use has decreased since the late 1990s and early 2000s, with a significant decrease occurring because of the 2002 drought and persistent conservation efforts after the drought. The average per capita water use between 2004 and 2014 was 132 gallons per capita per day (gpcd). Data from 2020 to 2024 available on the City's website indicate an average demand daily demand of 22 million gallons per day (mgd) and peak day demand of about 46 mgd, which equates to a maximum day demand peaking factor of 2.1. These

amounts are reflective of the amount of water produced at the WTF, including deliveries to large contractual water users. Apparent and real water losses (non-revenue water) across our distribution system account for an average of 4 percent of water supplied across the last 5 years. It should be noted that the City's calculations used for the Water Conservation Annual Reports differ from the methods used by Harvey Economics, resulting in an average water use in 2023 of 122 gpcd and apparent and real water loss of 5 percent water supplied in 2023. It can be concluded that the calculated water loss is below the typical range of water systems in the United States, which averages around 14 percent according to a *"Control and mitigation of drinking water losses in distribution system"* study conducted by the Environmental Protection Agency (USEPA, 2010).

In addition to typical municipal water use, the City has contracts to supply fully consumable water to large contractual users and to the Platte River Power Authority's (PRPA) Rawhide power generating station. Fully consumable water means that the water can be used or reused to extinction. In contrast, much of the City's water supply can only be used once through the municipal system, which generates return flows back to the stream system in the form of treated wastewater effluent equal to the amount of indoor water use except for limited use of graywater.

Water delivered to the large contractual users is treated water which can then be reused on-site or other locations and is thus not returned to the City's wastewater treatment plants. The City delivers effluent to PRPA through the Reuse Plan, described in more detail below. While these two fully consumable demands are a relatively small part of the overall system demand, they require several important operations and coordination with other regional entities and can constrain operations at times. The City also treats raw water for the neighboring West Fort Collins Water District. West Fort Collins Water District provides raw water to the City to treat, so this obligation is not considered in the City's water supply planning but is an important consideration for WTF capacity and maintenance.

2.1.2.4 Operational Agreements

The City has several agreements that control how some of its water rights and water supply can be operated. These agreements are a relatively small part of the City's overall water demand. However, the complexity and legal requirements associated with these operations are very important to the City and impacts decisions the City must make related to the overall risk to and resilience of its water supply in addition to the more typical and visible municipal water uses. The following provides a summary of these agreements, while more detail can be found in the Hydrologic Modeling Technical Report for the Halligan Water Supply Project Environmental Impact Statement (CDM Smith and DiNatale Water 2016) and the Fort Collins Water Supply and Demand Management Policy Revision Report (AMEC 2014):

- **Parks and Other C-BT Obligations**

- » The City delivers 843 AFY of C-BT water and shares in the South Side Ditches (43 shares PVLC, 17 shares New Mercer, 5 shares Larimer No. 2, and 150 shares of Aurthur Ditch) for raw water use at parks and various homeowner associations for irrigated green spaces. These C-BT obligations are in acre-feet and therefore require a different number of C-BT units depending on the annual C-BT quota. In addition to the parks, the City has various other obligations to deliver water to other water districts or other providers to fulfill various water supply and development agreements (e.g. Josh Ames certificates, Kodak supply).

- **Joint Operations Plan:**

- » Michigan Ditch and Joe Wright Reservoir water is part of the Joint Operations Plan (JOP) in coordination with the City of Greeley, WSSC, and the US Forest Service. The JOP specifies minimum flow releases below both Joe Wright Reservoir and Chambers Reservoir for environmental purposes. The City makes a 3 cfs release throughout the winter, with 1 cfs from Joe Wright Reservoir and 2 cfs from Chambers Reservoir. During the summer months, the City must bypass any native inflows to Joe Wright Reservoir (i.e., flows from the local drainage, not counting inflows from Michigan Ditch) to maintain 3 cfs below Joe Wright Reservoir and then can store any amount over the 3 cfs under the Joe Wright Reservoir water rights. Releases from Joe Wright and Chambers are diverted into the Fort Collins Pipeline. Most of the water released from Joe Wright Reservoir is reusable and is used in the Reuse Plan to meet the City's fully consumable demands.

- **Reuse Plan:**

- » The City entered into a three-way agreement with PRPA and WSSC to provide a fully consumable supply of water to PRPA. The PRPA operates the Rawhide power plant approximately 30 miles north of the City and requires up to 4,200 AFY for cooling purposes. PRPA has 4,200 AFY of Windy Gap Project water. Fort Collins treats up to approximately 6,400 AF of fully consumable water throughout the year, which generates up to 4,200 AFY of effluent at its DWRP. This effluent is then pumped to the Rawhide power plant and used for cooling. In return, PRPA provides up to 4,200 AFY of Windy Gap project water to the City which it treats and supplies fully consumable treated water to its large contractual user who then uses the water for outdoor irrigation after initial indoor use.
- » The City obtains up to the 6,400 AFY of fully consumable water through about 2,400 AFY of its Michigan Ditch system, 900 AFY of which is delivered under the JOP (described above). The City gets the other 3,800 AFY from WSSC's Grand River Ditch transmountain rights. The City then gives an additional 1,890 AFY of C-BT water to WSSC in Horsetooth Reservoir to compensate for the loss of the fully consumable status of its Grand River Ditch water. This benefits the City by getting 2,310 AFY of additional supplies (4,200 AFY of Windy Gap from PRPA minus 1,890 AFY given to WSSC). This benefits WSSC because it receives additional water as payment for the fully consumable nature of water that WSSC normally only uses once for irrigation.

2.1.2.5 Ongoing Improvements

The City is currently in the process of obtaining the necessary U.S. Army Corps of Engineers (USACE) permit to enlarge Halligan Reservoir on the North Fork of the Poudre River. Halligan Reservoir is an existing reservoir owned by NPIC. The City has a contractual right to acquire the reservoir for enlargement. The current proposal is to enlarge the reservoir storage capacity by approximately 8,200 AF. The new storage will help meet the City's projected demands and meet its water storage reserve policy. The North Fork of the Poudre River enters the Poudre River immediately downstream of the City's intakes on the Poudre River. However, there is nearly always exchange potential between the confluence of the North Fork and Mainstem and the intakes. This means that in most instances, the City can release water from Halligan Reservoir and deliver this water to the confluence and then divert a like amount of water at its upstream intakes without causing injury to other water users because there are no water users between the intakes and the confluence. The permitting process for Halligan Reservoir began in 2006 and the final

EIS was published in October 2023. The City is currently working on additional permitting requirements before USACE can issue a Record of Decision.

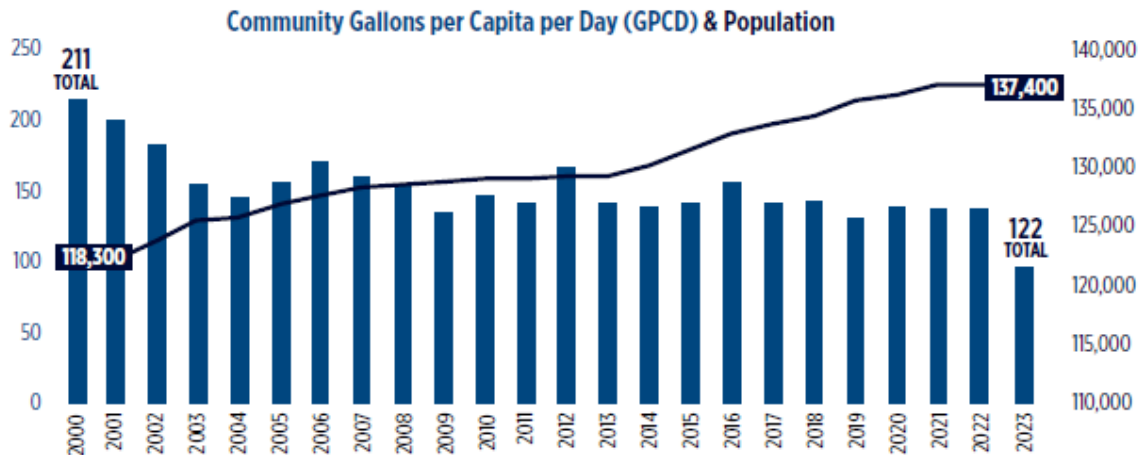
Alongside the longstanding Halligan expansion project, the City's primary water delivery infrastructure components are regularly maintained. The following is a summary of known maintenance and improvement projects. Additional details are presented in the Water Treatment Master Plan (Fort Collins 2015).

- Horsetooth Reservoir – Soldier Canyon Dam outlet works repair completed in November 2020.
- Pipeline Replacement – Portions of the Fort Collins Pipeline were replaced in 2022 to repair sections in danger of failing.
- Pleasant Valley Presedimentation Basin – Settling pond at diversion from the Munroe Canal to reduce suspended solids in the water supply. The basin was constructed after the High Park fire in 2012 as a means to settle out ash and sediment.
- Joe Wright Reservoir and Michigan Ditch – The City completed major improvements upon acquisition from NPIC in the 1970s. Subsequently, a new tunnel was constructed in 2016 after a landslide in 2015 closed the ditch.

2.1.3 Looking Forward

2.1.3.1 Water Demand

The City's service area is surrounded by neighboring water districts, so there is little potential for growth through expansion of the service area. Rather, water use is projected to increase based on development of land within the existing service area (infill development and redevelopment) as well as increasing on-campus student population at CSU. Additionally, an increase in water demand from large contractual water users is projected (Harvey Economics 2016). The 2023 population served by the Water Utilities was approximately 137,400, with approximately 35,000 customer taps. It is estimated that the population served by the Water Utilities will reach about 180,000 by 2065. This corresponds to an increase in treated water demand from 26,700 AFY to approximately 38,500 AFY. Approximately 40 percent of treated water demands are used for outdoor irrigation. Water conservation efforts have been able to reduce per-capita water use by more than 42 percent since 2002 (Figure 2.3) despite increasing population.



Source: 2023 Water Conservation Annual Report (City of Fort Collins, 2023).

Figure 2.3 Community Gallons per Capita per Day (GPCD) and Population Served by the Water Utilities.

2.1.3.2 Ongoing and Potential Future Challenges

The following are key challenges facing the City with respect to raw water supply reliability:

- **Storage Capacity:** Limited storage capacity, leaving vulnerabilities to prolonged droughts or other emergency conditions
- **Carry-Over Storage:** Lack of significant carry-over storage in Horsetooth Reservoir. Northern Water currently operates a carryover program that allows the City to carryover up to 20 percent of its CB-T unit ownership (3,771 AF) into the following water year. However, this program is operated at Northern Water's discretion and is not an entitlement to the City.
- **Climate Change:** Climate change is expected to increase outdoor municipal demands by about 8 percent by 2050 (DiNatale Water and CDM Smith 2014), reduce the amount of water that reaches the stream as runoff (due to an increase in native plant water consumption), shift the timing of snowmelt runoff earlier in the year, and reduce streamflow in the Colorado River basin (Stantec, 2019) which could impact the ability of the C-BT project to divert its full water right even if flows are available at the C-BT points of diversion.
- **Wildfire Risk:** The largest twenty forest fires in Colorado history have all occurred in the past 22 years (State of Colorado 2024). Increasing frequency and intensity of wildfires is anticipated under future conditions with warmer temperatures. In the past decade, the City's watersheds have been directly affected by some of the largest wildfires in Colorado's history. The 2012 High Park fire and the 2020 East Troublesome and Cameron Peak wildfires burned a total of nearly 490,000 acres, severely affecting the City's two primary water source basins.
- **Contract Deliveries:** The PRPA has announced that it plans to decommission the coal-fired unit at the Rawhide power plant by 2029 (PRPA 2024). This will change the amount of water needed as part of the Reuse Plan. The City relies on water from PRPA to meet its treated water demand and its fully consumable water demand. Although PRPA has acknowledged it is contractually obligated to continue to supply this water to the City (personal communication with Donnie Dustin, November 2024), there

may be other opportunities to use the consumable effluent currently delivered to the Rawhide plant for other purposes.

- **Cost and Competition for Water Supplies:**

- » Water is a valuable and scarce resource in Colorado. For this reason, the price of water rights that can be relatively easily delivered into a municipal water system have increased in value tremendously. The cost of a C-BT unit has increased over the past 30 years from approximately \$3,000 per unit to over \$70,000 per unit in recent years (Figure 2 from Brendle 2022) with prices softening slightly in the past year or so. The availability of C-BT units for sale has steadily decreased over time, with an estimated 85 percent of units now municipally owned. As the availability of C-BT has decreased, the cost of other water sources has increased. Water providers that historically relied heavily or exclusively on C-BT units for new growth are now grappling with how to use other water rights. The increasing prices of a wide variety of water rights in the region will make developing new water supply more expensive. In addition, many water rights require storage to develop a reliable supply through drought conditions (also known as firm yield).
 - » Other regional water providers compete for similar water rights that are used in the City's system – both in terms of acquisition of new rights to support future growth, but also in terms of operational aspects where the seniority of water rights governs which entity is allowed to divert water or not. Regional water providers that are experiencing population growth that outmatches their water supply could turn to over-reliance on non-tributary groundwater, which may put future stressors on surface water systems. The City's relationship with and participation with many other regional water providers has played important roles in past water supply in the region and will continue to be an important aspect in the future.
- **Water Supply Expansion Permitting:** To address existing limitations in water supply storage, additional storage capacity is being pursued by the City. This would allow for storage of excess water in wet years for use in future dry periods. Water storage (whether new storage or expansions to existing storage) typically require significant permitting efforts. They can incur significant expenditures and take years or decades to permit, design, and construct.

2.1.3.3 Infrastructure Improvements

The planned Halligan Reservoir expansion faced a new potential challenge when in October 2024, a federal judge ruled in part that Denver Water's Moffat Project EIS did not abide by the National Environmental Protection Act because the analysis did not consider the quantitative impacts of climate change on the flows available to the project (particularly from the Colorado River) and that as a result, the project may not be a practical alternative. USACE is currently evaluating the impact of this ruling on the existing Halligan Reservoir EIS and whether additional evaluation of climate change is necessary (personal communication Cody Wheeler, USACE, November 2024). USACE is anticipating reviewing the potential changes to the physical inflow to Halligan Reservoir as well as the overall effect of potentially lower streamflows on the City's water rights portfolio it intends to store in Halligan Reservoir.

2.1.4 Information Gaps

The water supply for the City is well documented, with numerous planning documents over the last decade covering a span of water supply-related topics. Several of the key planning documents were published earlier in the decade. It is, therefore, recommended that the City update its raw water supply

plans, with an emphasis on resilience against climate change and other evolving supply vulnerabilities. In addition, it is recommended that the City considers preparing an integrated water resource management plan that brings supply and demand management together with the physical treatment and delivery systems needs.

2.2 Drinking Water System

2.2.1 Existing Infrastructure

The City owns and operates a system of infrastructure to divert and treat raw water to drinking water quality that is then distributed to its customers. This includes raw water pre-sedimentation basins and pipelines, the WTF, onsite and offsite finished water reservoirs, a water quality laboratory, and an extensive distribution system.

2.2.1.1 Raw Water Intake Facilities

The City diverts raw water from the Cache la Poudre River (Poudre River) at either the Poudre Intake or through the Pleasant Valley pipeline at the Munroe Canal. These two intakes deliver water to the WTF via separate pipelines. Additional supply from Horsetooth Reservoir is transmitted from the base of Soldier Canyon Dam.

The Poudre Intake is the primary supply for the WTF. The intake is equipped with automated sampling that can alert operators to upstream water quality challenges. A pre-sedimentation basin is located downstream of the intake for removal of sand and grit.

The Pleasant Valley pipeline includes a debris screen and a pre-sedimentation basin for solids removal. This pipeline is available only during the higher flow summer season due to water rights sharing with the City of Greeley.

In addition to sending raw water to the WTF for treatment to meet potable water quality standards, the City also receives raw (non-potable) water through a number of irrigation company ditches to irrigate parks, golf courses, a cemetery, and other greenbelt areas in the community.

2.2.1.2 Water Treatment Facility

The WTF is a conventional drinking water treatment plant with a firm production capacity of 87 mgd. The WTF was constructed in 1967 as a peaking plant but has since been expanded and upgraded to be the sole water treatment plant for the City, replacing the historic Gateway Water Filtration Plant. The WTF utilizes four parallel process trains with coagulation, flocculation, sedimentation, media filtration, and chlorine disinfection. Powdered activated carbon (PAC) can be dosed at the head of the plant to mitigate taste and odor events. Finished water is delivered to the two on-site Finished Water Reservoirs for operational storage. Solids from the sedimentation process are sent to onsite solids drying lagoons and stockpiled at the WTF for subsequent disposal. Filter-waste wash water is settled out and treated with ultraviolet (UV) disinfection before being discharged to other surface waters under the terms of a discharge permit. Under rare circumstances wash water is pumped to the head of the plant.

No major infrastructure issues that might affect finished water quality were identified in the 2015 condition assessment (CH2M 2015). The WTF consistently complies with all federal and state water quality regulations as well as the standards set by the Partnership for Safe Water, continuing to provide clean water to customers in the City's service area.

2.2.1.3 Water Quality Laboratory

The City's water quality laboratory (WQL) provides the necessary analytical testing and monitoring for the WTF. In the 2018 Water Quality and Pollution Control Labs Master Plan condition assessment, the WQL was recommended to be updated, largely pertaining to efficiency improvements, to remain a top tier municipal laboratory and meet accreditation standards. Of these items, only critical improvements were made to the WQL as the City is considering construction of a new combined water quality and pollution control laboratory. The WQL continues to meet accreditation standards.

2.2.1.4 Water Distribution System

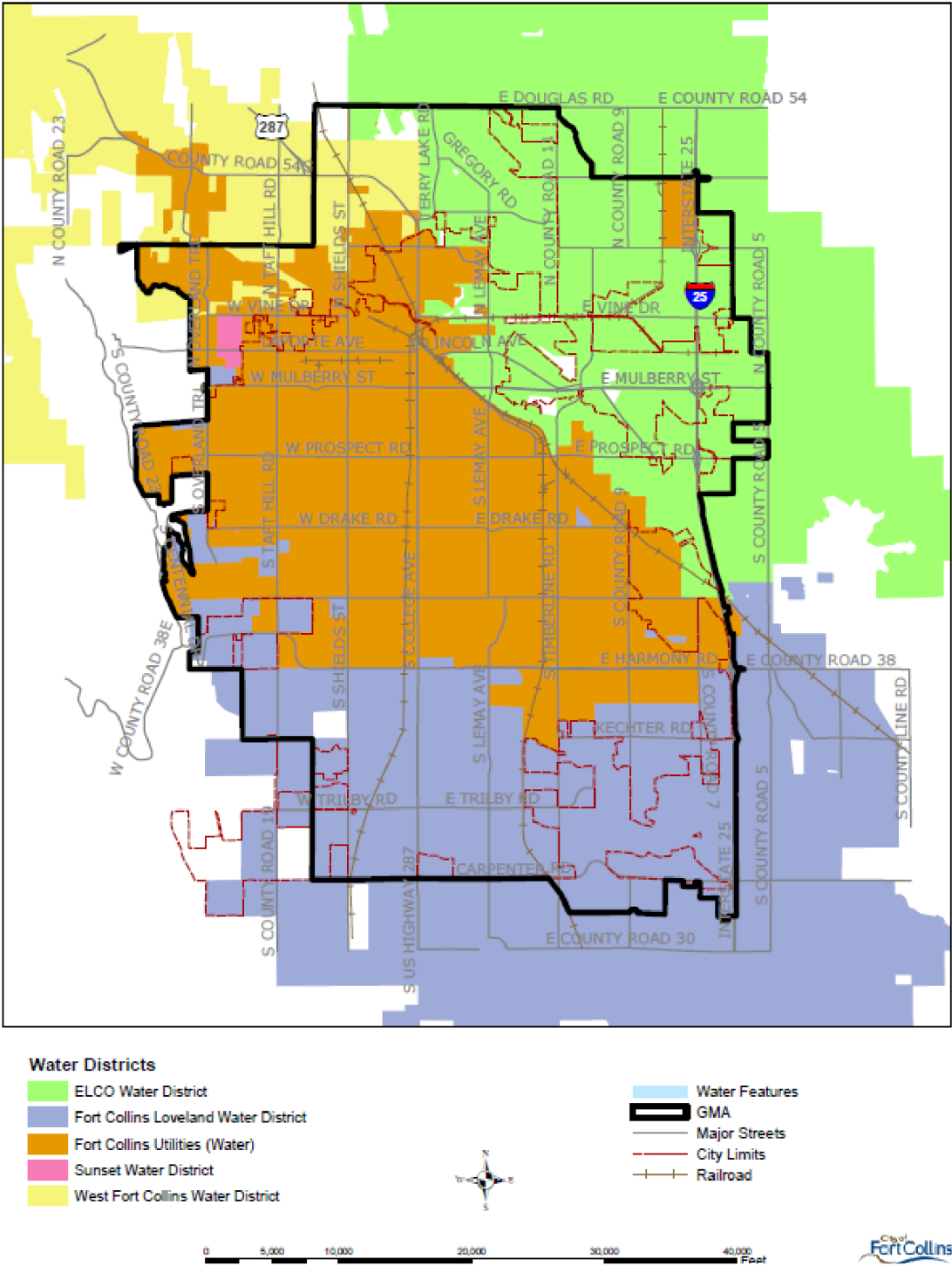
The City manages a water distribution system with over 560 miles of pipeline, 3,600 fire hydrants, four storage reservoirs, and two pump stations. The City implements numerous programs to manage its distribution assets, such as pipeline replacement, leak detection, backflow prevention, water quality monitoring, and flushing. Identified capital projects to improve the water distribution system totaled \$192 million in the 2017 Water Distribution and Wastewater Collection Master Plan (Ditesco 2017).

It should be noted that Water Utilities has not had a Water and Wastewater Master Planning Section in the past. Accordingly, there has been one dedicated staff to perform consistent and regular master planning for the water and wastewater linear assets (pipelines). Sporadic reports like the 2017 Master Plan have been done on specific occasions by Water Utilities CIP Project managers. Fort Collins recently hired its first dedicated Civil Engineer to start up a Water and Wastewater Master plan group. Currently, asset inventories are not complete or consistently identified across our distribution and collection systems. It is recommended that Water Utilities develop updated master plans to better inform system maintenance and replacement needs required to support existing demands and new development.

2.2.2 Existing Conditions

2.2.2.1 Overview

The Water Utilities drinking water service area boundaries do not perfectly match the Fort Collins city limits. FCLWD and ELCO, as well as some smaller districts, provide water to some areas within the city limits and will most likely serve additional city residents in the future. Furthermore, Water Utilities provides treated water service to some customers beyond the city limits; this is primarily northwest of Fort Collins, including providing wholesale water to WFCWD and Anheuser Busch to the northeast of Fort Collins. Water Utilities currently serves about 80 percent of Fort Collins' residents and businesses. The City's water service area covers approximately 30 square miles within the Fort Collins city limits. The water service area is shown in Figure 2.4 (AMEC 2014).



Source: Water Supply and Demand Management Policy Report (AMEC 2014).

Figure 2.4 Water Service Area Boundaries

As shown in Figure 2.4, the service area boundary is effectively landlocked by adjacent water utility districts including:

- ELCO.
- FCLWD.
- WFCWD.

In addition, the SWD serves a small portion of the City. The estimated service area population was approximately 132,000 in 2015. As this estimate is a decade old, it is recommended that a new estimate will be prepared as part of the next water master plan update or an integrated water resources plan effort. For planning purposes it would be useful to estimate both existing and future population estimates for the service area of Water Utilities and the various water districts within the Fort Collins city limits, as well as, differentiate between permanent and transient population including the student population of CSU.

The fixed service area boundary allows the City to more accurately project future demands within the service area as no new land is anticipated to be annexed into the service area. The City entered into an agreement with FCLWD, under which FCLWD purchased 5 mgd of capacity under the Water Capacity Agreement. This demand is included in the City's demand projections. At any given time, FCLWD can take as much or as little of the 5 mgd as needed. FLCWD's use is billed at a water rate set forth in the agreement. The City also provides water to the CSU main campus through master meters.

2.2.2.2 Ongoing Improvements

Ongoing capital improvements in 2023 and 2024 include a control gate replacement at Joe Wright Reservoir alongside continual water distribution system pipelines maintenance and replacement projects.

A project involving using water treatment residuals for stormwater nutrient management has been piloted and is awaiting regulatory approval. This is described further in Chapter 5 - One Water Project Opportunities.

2.2.3 Looking Forward

2.2.3.1 Water Demand

Increases in future treated water demand will be limited by the geographic constraints of the City's service area and the effectiveness of the City's current and future water conservation and demand management policies. Increases in demand for the City's treated water system could potentially result from:

- Regionalization with adjacent water districts.
- Production agreements and intergovernmental agreements with adjacent water districts.
- Significant increase in population forecast density (e.g., vertical redevelopment) or Large Commercial customer class.

Formal regionalization with the Tri-Districts (ELCO, FCLWD, and North Weld County Water District) and the City was evaluated in 2014. The participants were unable to reach consensus on forming a regional water authority. The Tri-Districts own and operate the Soldier Canyon Filter Plant, located adjacent to the City's WTF near Horsetooth Reservoir, via the Soldier Canyon Water Treatment Authority.

Water demand and population projections from the 2015 Water Treatment Facilities Master Plan are shown in Table 2.2.

Table 2.2 City Water Utility Population and Demand Projections

Year	Population Served by City Water ⁽¹⁾	City Service Area Average Daily Demand ⁽¹⁾ (mgd)	City Service Area Peak Day Demand ⁽¹⁾ (mgd)	Average Daily Demand with FCLWD Sales ^(1,2) (mgd)	Peak Day Demand with FCLWD Sales ^(1,2) (mgd)
2015	131,870	20.39	47.58	24.20	52.54
2020	143,310	22.17	51.73	26.85	57.60
2025	150,140	23.21	54.15	28.43	60.59
2030	155,140	23.98	55.95	29.75	62.96
2035	161,490	24.97	58.26	31.29	65.83
2040	163,220	25.25	58.91	32.10	67.03
2045	164,720	25.6	59.78	33.02	68.46
2050	168,250	26.0	60.70	33.54	69.54

Notes:

(1) Source: 2015 Water Treatment Facilities Plan.

(2) The sales to FCLWD may go down once their new Cobb Lake water treatment is constructed. Although project timing is still uncertain, it is currently anticipated that FCLWD will continue to request treated water from Fort Collins for at least 8 more years.

As shown in Table 2.2, the City's service area population is expected to be approximately 168,000 by the year 2050, with an average daily demand of 34 mgd and a peak day demand of 70 mgd (CH2M, 2015). These demand estimates assume that no new arrangements are made with neighboring water districts. Given the 87 mgd capacity of the WTF, treatment capacity expansion is not expected to be needed for decades to come.

2.2.3.2 Ongoing and Potential Future Challenges

Current and potential future challenges regarding the City's water system are identified as:

- **Total organic carbon:**
 - » Increases in source water total organic carbon (TOC) may occur due to both natural and engineered changes, such as transfers from other water storage reservoirs, runoff from wildfire impacted landscapes, and increased algae production. These types of events can have treatment impacts including reduced PAC efficiency, higher required coagulation, lime and CO₂ doses, and increased disinfection by-product formation.
 - » To achieve TOC removal targets under higher source water TOC concentrations, additional treatment may become necessary and could consist of ozone/biologically activated carbon (O₃/BAC) or granular activated carbon.
- **Wildfires:**
 - » The threat of wildfire is ever-present in the City's source water watersheds. Wildfires can result in increased source water turbidity, TOC, nutrients, metals and increased flood flows, impacting water treatability, as evidenced in the 2012 High Park and 2020 Cameron Peak fires that severely impacted Poudre River water quality.

- » Post-wildfire conditions can also lead to nutrient loading into high elevation water storage reservoirs as they catch and accumulate eroded ash and sediment. In-reservoir nutrient enrichment has been shown to fuel algal growth and their associated metabolites like geosmin, MIB and cyanotoxins, which are then released into and conveyed to water supply intakes on the Poudre River.
- **Algal Blooms:**
 - » Seasonal algal blooms are expected to increase due to future longer durations of warmer weather and reservoir stratification. This would potentially result in increased frequency and concentrations of taste and odor compounds like MIB and geosmin and more frequent cyanotoxin detections.
 - » The 2015 master plan recommended increasing the PAC contact time through piping modifications to the Flow Blending Facility (CH2M 2015). Any increase in taste and odor compounds or cyanotoxin detections in source water will require frequent testing, application of PAC, and other strategic operational changes to prevent detections in finished drinking water.
- **Per- and Polyfluoroalkyl Substances:**
 - » The United States Environmental Protection Agency (USEPA) published maximum contaminant levels (MCLs) for per- and polyfluoroalkyl Substances (PFAS) in April 2024. As of 2023, no PFAS had been detected in the City's raw or finished water supplies. Because of the wide-ranging detection of PFAS across Colorado, ongoing monitoring is necessary to ensure continued compliance with the MCLs.
- ***Giardia and Cryptosporidium:***
 - » Future source water degradation could require the City to increase its source water microbial "Bin 1" status to a higher bin, per the Long-Term 2 Enhanced Surface Water Treatment Rule (*Fort Collins Water Treatment Master Plan, 2017*).
 - » This entails more rigorous treatment, potentially including O₃/BAC and/or ultraviolet disinfection.

2.2.3.3 Infrastructure Improvements

Due to the current effective treatment and high-quality water being produced at the WTF, no new treatment infrastructure is necessary for implementation in the near term at the WTF (CH2M, 2015). Continued monitoring of the potential challenges listed above is recommended to monitor the long-term need for future process improvements. Additionally, no treatment capacity expansion is required per the 2015 demand projections (CH2M 2015).

Regular maintenance and replacement in the City's water distribution system will be required as sections reach their structural end of useful life (Ditesco 2017). It should be noted that the Water Utilities has completed the pipe material inventory requirements, as required by the Revised Lead and Copper Rule, which confirmed that there are no lead pipes in the distribution system. The City did though, make a significant capital investment to proactively replace all lead connectors called goosenecks. This work began in 2021 and is anticipated to be substantially completed in 2026. The small percentage of remaining connectors will be replaced when the larger connecting mains are replaced as part of the Water Utilities capital replacement schedule. The City has an internal goal of replacing 1 percent of the system annually.

The City is considering construction of a new combined water quality and pollution control laboratory at a location yet to be confirmed. This combined laboratory would bring both wastewater and drinking water staff together in a collaborative environment and provide crucial upgrades and modernization to the existing laboratories (HDR 2023), consistent with a One Water approach to water resource management. The estimated cost of a new combined laboratory facility is about \$35-36.5 million (HDR 2023).

2.2.4 Information Gaps

The most recent drinking water treatment facility master plan was completed in 2015 and is recommended to be updated in the near future to align with the typical 5-10 year interval for master planning and capital improvement plan updates.

2.3 Water Reclamation System

The information presented herein is based on the prior master plan that is currently being updated with an estimated completion in 2025. This section may be revised or replaced in the final version of this report if sufficient information is available at that time.

2.3.1 Existing Infrastructure

The City owns and operates two WRFs, DWRF and Mulberry Water Reclamation Facility (MWRF) for a combined rated capacity of 29 mgd. Meadow Springs Ranch serves as a Class B biosolids land application site. Water reclamation provided by the City spans the boundaries of the regional water districts, serving small regions in the ELCO, FCLWD, SWD, WFCWD, and the majority of the City's water service areas.

2.3.1.1 Wastewater Collection System

As of 2017, the City manages a wastewater collection system comprising over 483 miles of pipeline and 10,695 manholes. The City operates programs incorporating cleaning, jetting, modeling, pipeline replacement, and manhole degreaser. Per the 2017 collection system master plan, the capital project need for collection system improvements was approximately \$128 million (Ditesco, 2017). Adjusted to 2024 dollars with Engineering News-Record indices, the capital project need for collection system improvements is approximately \$162 million. As noted in section 2.2.1.4, the Water Utilities has not had consistently dedicated staff to perform master planning for the water and wastewater linear assets (pipelines) until early 2025.

2.3.1.2 Drake Water Reclamation Facility

The DWRF is the workhorse WRF for the City, with a design capacity of 23 mgd. DWRF went online in 1968, expanding the treatment capacity to accommodate growth in the City. A series of infrastructure improvements was implemented in 2017 to modernize the facility. In response to changing regulations, additional capital projects were constructed in 2020 for nutrient removal.

The DWRF provides high quality disinfected effluent through a liquids train that includes grit screening, primary clarification, anaerobic-anoxic-oxic (A2O) biological treatment, secondary clarification, and UV disinfection. Treated effluent from DWRF is released into the Fossil Creek Irrigation Ditch. The City also maintains a second discharge permit to the Poudre River for this facility, although it is rarely used. This facility treats solids generated at both DWRF and MWRF, through dissolved air flotation, anaerobic

digestion, and dewatering. The treated solids are then transported to Meadow Springs Ranch for land application.

Per the condition assessment in the 2017 Master Plan Update, the structural integrity of the DWRF was sound. The facility did display signs of surface deterioration, indicating future maintenance. The secondary clarifiers and headworks building were recommended for future improvements. Throughout the facility, the heating, ventilation and air conditioning (HVAC) system is recommended for improvement, along with assorted electrical infrastructure. In the time since the 2017 Master Plan Update, the North Process Train Final Clarifiers Improvement project has been completed, inclusive of replacement of return activated sludge pumps. Major infrastructure improvement and replacement projects recommended in the draft 2025 Master Plan include preliminary treatment, blower and aeration improvements, and a second phase of the phosphorus removal system. Backup power generation to protect against power source and distribution failures is also recommended.

2.3.1.3 Mulberry Water Reclamation Facility

The MWRF complements the larger DWRF, providing a 6 mgd capacity. The MWRF went online in 1948 as the first WRF in the City, providing essential services to the growing population and protecting the health of the Cache la Poudre River. In 2011, infrastructure modifications to improve biological treatment and odor control were implemented.

The MWRF utilizes grit screens, A2O biological treatment, secondary clarification, and UV disinfection before discharge into the Cache la Poudre River. Solids generated at MWRF are transported to DWRF for treatment and transformation into Class B biosolids used at Meadow Springs Ranch.

Per the condition assessment in the 2017 Master Plan Update, the older structures at MRWF are showing signs of aging as they approach the typical concrete service life. From the 2011 improvements, only the aeration system needs evaluation and potential improvement. The older facilities including the influent pumps, grit classifier, blowers, aeration system and ultraviolet disinfection system were recommended to be replaced. Similar to the DWRF, the HVAC system and programmable logic controllers (PLCs) in the older facilities are aged and in need of improvements as of 2017.

2.3.1.4 Pollution Control Laboratory

The Pollution Control Laboratory (PCL) is certified by the State of Colorado to provide the necessary analytical testing and monitoring for the City's WRFs to meet testing requirements under the associated NPDES permits. Per the 2018 Water Quality and Pollution Control Labs Master Plan condition assessment, the PCL needs updates, largely pertaining to electrical and efficiency improvements to remain a top tier municipal laboratory. It has been determined that this laboratory will be replaced, along with the drinking water laboratory, when a combined water-wastewater laboratory is constructed within the next 5-7 years. Further information on the planned combined laboratory can be found in Section 2.2.3.3.

2.3.1.5 Meadow Springs Ranch

Meadow Springs Ranch (MSR), a working cattle ranch, receives approximately 2,355 metric dry tons of treated biosolids from DWRF per year. The Class B biosolids are beneficially used as fertilizer and soil amendments. All biosolids produced by the City are land applied at MSR.

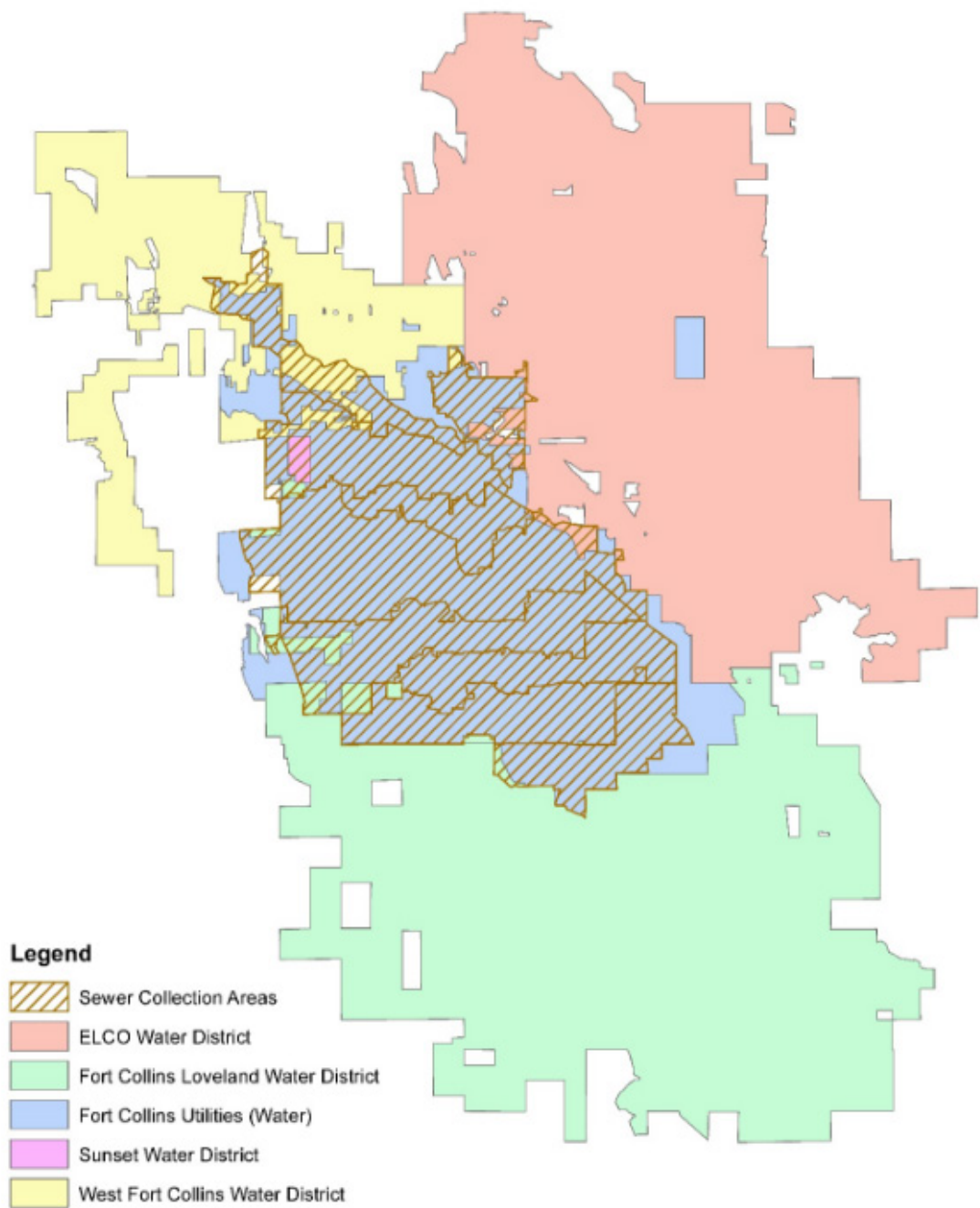
2.3.2 Existing Conditions

2.3.2.1 Overview

The City's WRFs, as of 2024, served approximately 142,522 residents. As of 2024, the annual average flow was 14.10 mgd and the maximum month flow was approximately 17 mgd. These are well within the combined capacity of the City's WRFs (HDR, 2025). Figure 2.5 shows the City's wastewater collection area.

2.3.2.2 Ongoing Improvements

As of 2022, the DWRF is undergoing improvements to the north process train secondary clarifiers, while the MWRF ultraviolet disinfection system is planned for overhaul. Sanitary sewer main replacements are ongoing. Completed projects since 2017 include phase 1 of the nutrient removal systems, DWRF North Process Train final clarifier improvements, and return activated sludge pump replacements. Ongoing work includes master planning updates, replacements and DWRF septage receiving improvements.



Source: Wastewater Treatment Master Plan Update (Carollo 2018).

Figure 2.5 City's Wastewater Collection Service Area

2.3.3 Looking Forward

2.3.3.1 Wastewater Flows

The City's current growth management area consists of an ultimate build-out population of approximately 165,000 residents. While much of the growth is anticipated to result from in-fill of the existing service area, speculative growth to the north of the City could result in up to 100,000 additional residents served by the City over the next 20 years (FC Utilities Visioning Workshop, April 5, 2017).

In addition to speculative growth in the City's growth management area, providing regionalized wastewater treatment to one or more of the surrounding Water Districts has also been discussed:

- ELCO.
- NWCWD.
- FCLWD.
- Boxelder Sanitation District.

At this time, there are no plans to accept flows from the above collection systems for treatment by the City. However, several drivers for the City and the respective districts may result in some level of wastewater regionalization within the planning horizon. This could impact the timing of future capacity expansions that may be required at both of the City's WRFs. The current and predicted future flow to the two water reclamation facilities is shown in Table 2.3, obtained from the draft 2025 HDR Master Plan

If regionalized treatment is not pursued, the City's wastewater service area population is projected to grow significantly through 2035. Table 2.4 obtained from the draft 2025 HDR Master Plan, displays the population forecasts within the service area. As shown, the total water utility service area, or WUSA, population was projected to growth from approximately 142,520 in 2024 to 186,274 in 2044.

Table 2.3 Current and Future Water Reclamation Facility Flows

Flow Condition	Current – DWRF Flows Only	Current – DWRF + MWRf Flows	Project Future (2044) DWRF Flows Only	Projected Future (2044) – DWRF + MWRf Flows
Annual Average Flow (mgd)	11.0	14.1	14.1	18.1
Maximum Month Flow (mgd)	14.5	17	17.4	22.3
Peak Hour Flow (mgd)	25.6	32.9	33.0	42.4

Table 2.4 Water Reclamation Service Area Population

Parameter	2024	2029	2034	2039	2044
WUSA Population	142,522	153,746	164,499	175,040	186,274

2.3.3.2 Ongoing and Potential Future Challenges

Current and potential future challenges regarding the City's wastewater system include:

- Nutrient Regulations:
 - » Regulation 85 and the planned Regulation 31 are the two drivers for effluent nutrient and temperature limits in Colorado.

- » The Colorado Department of Public Health and Environment's (CDPHE's) Voluntary Incentive Program links low-nutrient performance with the potential to delay the stricter Regulation 31 requirements for a given facility.
- » Regulation 31, when implemented by CDPHE in the MWRF and DWRf discharge permits, is expected to have very stringent nutrient limits that will require additional advanced treatment.
- Infiltration and Inflow:
 - » Infiltration and inflow continue to be an issue in the collection system, contributing as much as 6 mgd to the WRFs during high runoff events, increasing operational costs and contributing to the need for treatment capacity expansion (Ditesco 2017).
- PFAS in Effluent Discharges and Biosolids:
 - » The USEPA is in the process of developing standards for PFAS in biosolids and surface waters through a risk assessment that is anticipated to be completed in 2025.
 - » Several states in the United States are already currently developing PFAS limits for biosolids. Since this is a priority focus area for USEPA as well, CDPHE may also develop or adopt PFAS limits for biosolids.
 - » As a first step, monitoring and reporting of PFAS in biosolids may be required by CDPHE for WRFs in Colorado. Currently Water Utilities conducts monitoring on a bimonthly basis.
- Lift Stations:
 - » Future expansion of wastewater collection in Fort Collins will require lift stations in some areas. This is due to the lower elevation of available land for new development.
 - » Fort Collins currently utilizes gravity flow for the wastewater collection system. New lift stations will require municipal code changes, additional training, and potentially new staff.

2.3.3.3 Infrastructure Improvements

In addition to the infrastructure improvements recommended in the 2017 Water Reclamation and Biosolids Master Plan condition assessment, the potential surface water and biosolids PFAS standards and/or the anticipated nutrient and temperature standards could require additional treatment processes and capital expenditures to achieve compliance. For compliance with the anticipated Regulation 31, tertiary filtration will be required with chemical addition by approximately 2038, if the Regulation 85 10-year deferment applies to both facilities. Capacity expansion could prove necessary should the City incorporate development outside of the City's current wastewater service area.

Alongside the treatment improvements, aging sections of the collection system and infrastructure critical to the core treatment process will continue to require repair and replacement.

The City is currently considering the construction of a combined water quality and pollution control laboratory, as described in Section 2.2.

2.3.4 Information Gaps

The City is currently (January 2025) in the process of updating its wastewater treatment and biosolids master plans, which will provide updated projections and a recommended capital improvement plan.

2.4 Stormwater System

2.4.1 Existing Conditions

2.4.1.1 Overview

There are 12 stormwater basins within the City's GMA. These Basins are shown on Table 2.5 and listed in Figure 2.6 (Source: City of Fort Collins Stormwater Master Planning Website). The City's stormwater program is crucial for minimizing flooding, erosion, and water quality problems caused by stormwater runoff. As of 2024, the stormwater department receives approximately \$18 million annually, with \$8 million allocated to implement capital improvement projects. However, the total cost of identified stormwater projects from the 2024 10-year Stormwater capital improvement plan is estimated to be approximately \$300 million. At the current funding levels, it would take decades to fund all these stormwater projects.

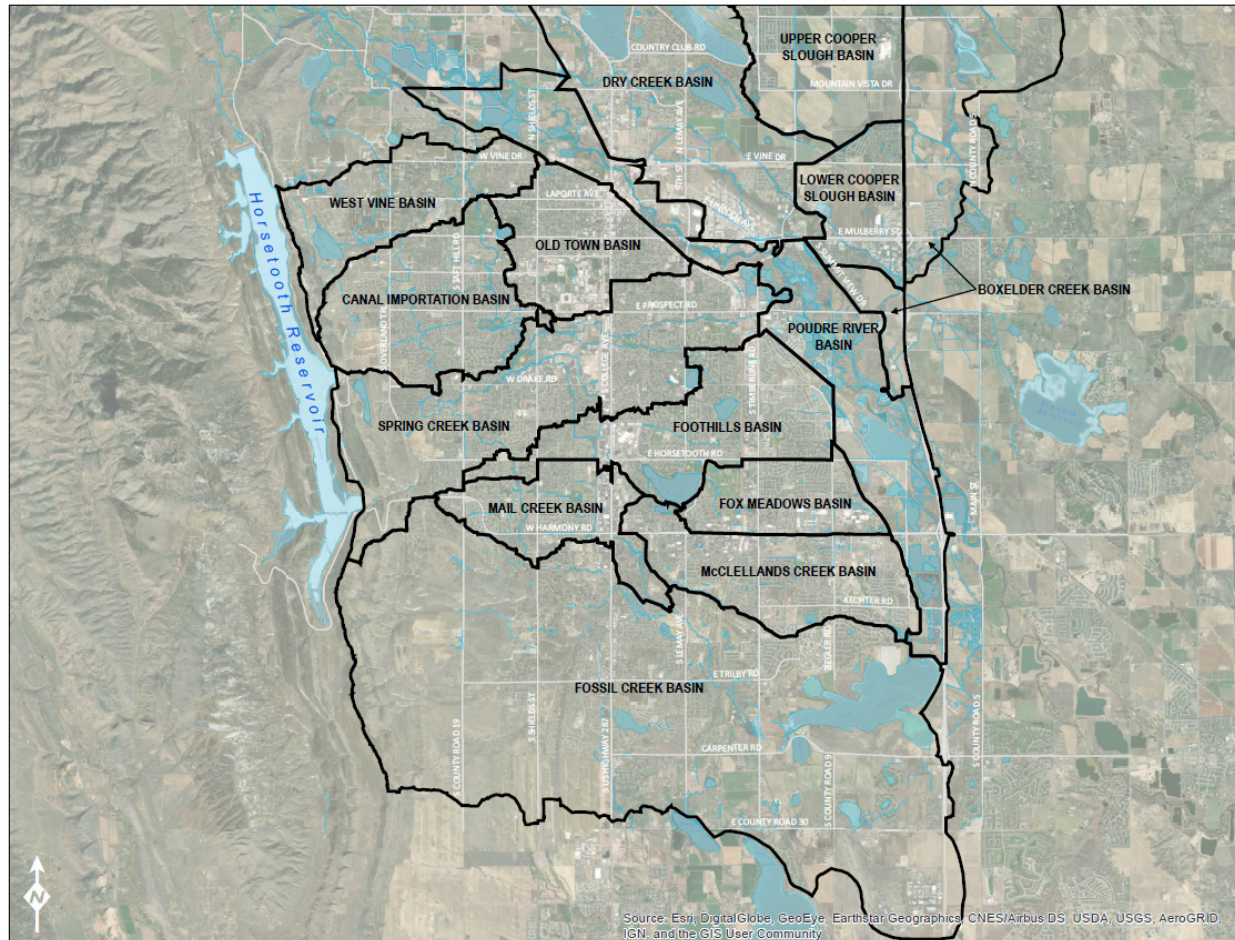
The Stormwater Master Plan is a compilation of reports that have been prepared for each of the 12 major stormwater drainage basins within the City. They are updated periodically to address new development, improved Master Planning engineering tools and models, and updated topography. Individual basin master plans provide the best source of information regarding the City's stormwater infrastructure and future capital project needs for stormwater management.

Table 2.5 Stormwater Master Planning Completion Record

Basin	Year of Most Recent Stormwater Plan Component Updates				
	Water Quality Plan	Baseline Hydrology Report	Hydraulics and Flood Hazard Area Delineation Report	Selected Plan	Letter of Map Revision
Boxelder Creek (Upper and Lower Cooper Slough)	2012	2014	2006	2021	2019
Canal Importation	2012	2014	2014	2022	
Dry Creek	2012	2014	2002	2004	2019
Foothills	2012	2020	2026	2022	
Fossil Creek	2012	2025 ⁽¹⁾	2002	2002	
Fox Meadows	2012	2002	2002	2002	
Mail Creek	2012	2002	2002	2002	2020
McClelland's Creek	2012	2025 ⁽¹⁾	2003	2003	
Old Town	2012	2017	2003	2003	
Poudre River	2012	2014	2025 ⁽¹⁾	2001	
Spring Creek	2012	2025 ⁽¹⁾	2003	2003	2024
West Vine	2012	2017	2020	2024	

Notes:

(1) Reports marked with a 2025 completion date have not been completed as of January 2025.



Source: City of Fort Collins Stormwater Master Planning Website.

Figure 2.6 Stormwater Basins within the Fort Collins GMA

2.4.1.2 Stormwater Master Planning

Stormwater master planning is a key part of the City's stormwater management program, providing guidance for future capital improvement projects to protect people, property and the environment. Each stormwater master plan contains a comprehensive, multidisciplinary approach involving several City departments and public stakeholders to create a plan and vision for how stormwater management can be implemented in each basin. One key goal of each plan is to maximize the use of stormwater improvements while providing complementary features desired by the public.

The purpose of each stormwater master plan is to:

- Identify and prioritize capital projects that reduce flood risk from the 100-year storm to structures and major roadways.
- Identify opportunities to enhance riparian habitat along stream and river corridors and improve water quality.
- Identify opportunities to incorporate natural areas, open space, parks and recreation into future stormwater CIP projects.

- Provide guidance for new and future development.
- Provide guidance for acquisition of property for future capital improvements and areas for preservation or recreation.
- Update the stormwater basin maps based on land use changes and new development
- Incorporate the basin-specific stormwater capital projects in the Stormwater CIP.

The stormwater master planning process for each basin consists of the sequential preparation of the following three separate planning documents:

- Baseline Hydrology Report.
- Hydraulic and Flood Hazard Area Delineation Report.
- Selected Plan of Improvements.

In addition to the three planning documents that have been historically prepared by the City, there are several other documents that contain pertinent information about the City's stormwater system. These are:

- The **Water Quality Plan** provides water quality enhancement alternatives evaluated with a triple bottom line approach. Since 2012, Fort Collins has been considering best management practices for water quality, with the goal of treating approximately 40 percent of the flows per basin.
- **Letters of Map Revision** are prepared as needed to update flood insurance rate maps to show changes to floodplains, floodways, or flood elevations. The **Baseline Hydrology Report** models the predicted peak runoff resulting from a 100-year rainfall event in the drainage basin. Recent updates to the Hydrology reports have converted the older hydrologic models, which were developed in ModSWMM to the widely accepted USEPA SWMM 5.0 model. The **Hydraulic and Flood Hazard Area Delineation Report** documents the hydraulic analysis of major flow paths in the basin, detailing the sources of runoff and floodplain mapping. This report uses the predicted runoff from the Hydrology Report to determine flooding extent from different return period rainfall events.
- The **Selected Plan of Improvements** uses an alternative assessment to analyze the best ways to remove insurable structures from the 100-year floodplain, facilitate more holistic basin management, decrease/prevent street overtopping, and keep stormwater separate from existing canals. This plan analyzes solutions to the potential flooding issues identified in the Hydraulic and Flood Hazard Area Delineation report. The Selected Plan may also include conceptual design of recommended plan of improvements.

Final master plans are first presented to the Water Board and, for select basins, Larimer County Board of Commissioners for approval and then adopted by the City Manager. The most recent updates of these four key documents for each of the 12 Basins are listed in Table 2.5.

2.4.1.3 Ongoing Improvements

The City's internal goal is to update each stormwater master plan every 6 to 7 years. The plan updates are crucial to help prioritize capital expenditures and that funds are directed towards the most impactful areas. However, the preparation of each of these plans is time-consuming and costly and each plan component can take several years to complete. With 12 basins and 4 planning documents per basin, there are 48 plans to prepare to cover the entire City's GMA. Updating the plans for each basin every 6-7 years

would equate to 7-8 plans per year, or approximately 2 basins per year. The City's current funding and staffing resources are currently insufficient to achieve this goal.

Alongside the master plan updates, the City recently began construction on the **Oak Street Project**. This project involves the construction of a new drainage system and implementation of rain gardens to manage runoff along Oak Street. This is expected to reduce the historical flooding concerns through Old Town, with the design intent of safely conveying the 100-year flood.

2.4.2 Looking Forward

2.4.2.1 Ongoing and Potential Future Challenges

The primary ongoing and potential future stormwater challenges in Fort Collins are the:

- **Master Plan Update Frequency:** Due to the large number of basins and required documents for each, updating the master plans is a time consuming and expensive process.
- **Potential Stormwater Lift Stations:** To date, all the City's stormwater and wastewater conveyance has been by gravity. However, due to the topography of available land for new development within the City's service area, there is the possibility that new development may require both wastewater and stormwater lift stations as the expansion areas are located at lower elevations. Training and/or additional staff may be required to maintain and operate lift stations.

2.4.3 Information Gaps and Potential Improvements

The large number of basins and associated master plans make analysis of the entirety of the City's stormwater system a significant effort. A comprehensive summary of the results from each basin's most recent master plan is recommended, akin to the March 2019 Stormwater Master Plan Executive Summary Draft Report. It is recommended that this summary report be updated at least every 10 years to maintain accuracy and guide stormwater capital improvement plan prioritization and implementation decisions. It is also recommended that floodplain management be addressed as part of a more comprehensive stormwater system description and needs assessment as stormwater projects provide relief from flooding. This effort could be considered as a special focus area for the One Water Plan that will be developed in phase 2.

Additionally, a stormwater rate study is recommended to increase program funding based on the identified need for both planning, implementation, and operations and maintenance of stormwater infrastructure. Successful implementation of stormwater capital improvement projects would greatly benefit from a rate increase. Further investigation into adjusted capital improvement projects costs, needs, and public acceptance should be included. Differentiation of rates between new and existing developments may be considered due to the potential costs associated with the construction of lift stations, force mains, and storm drain conveyance pipelines to serve new developments, as well as the replacement of aging infrastructure and capacity upgrades.

2.5 Funding Needs

As evidenced by the large number of identified capital improvement projects across water supply, drinking water, water reclamation and stormwater sectors, rate increases are likely necessary to support

Water Utilities planning and project implementation in Fort Collins. Future rate increases will be balanced with what the ratepayers can support.

CHAPTER 3 ORGANIZATIONAL CULTURE

This chapter assesses the City's organizational culture as it relates to collaborative and integrated One Water management. Through one-on-one interviews and virtual meetings with key stakeholders across various departments, this assessment evaluates the City's progress toward achieving the three levels of the Organizational Culture pillar of the WRF Framework, as outlined in Chapter 1 (see Figures 1.2 and 3.1) and detailed in the WRF Framework Report (WRF 2023).



Figure 3.1 One Water Framework: Organizational Culture Levels

3.1 Level 1 - Leadership Commitment

The City has made significant strides toward Level 1 (Leadership Commitment) of the Organizational Culture pillar of the WRF Framework. A dedicated One Water Core Advisory Team drives this initiative. At the time of this report completion, this team includes the following individuals:

- Nicole Poncelet-Johnson: One Water Executive Director for FC Utilities.
- Jill Oropeza: Senior Director of Operations and Planning for FC Utilities.
- Jeremy Woolf: Senior Director with Integrated Water Operations for FC Utilities.
- Matt Fater: Special Projects Manager for FC Utilities.
- Mariel Miller: Water Conservation Specialist for FC Utilities.
- Julia Feder: Environmental Program Manager for Natural Areas.
- Katy McLaren: Senior Environmental Planner for Sustainability Services.

The City has publicly committed to One Water philosophies and actively developed a comprehensive vision and supported actions for One Water as part of Phase I of its OWAF, as summarized in Chapter 1. While the City has demonstrated initial leadership, the following efforts are needed to solidify this commitment and promote the institutional collaboration that is needed to fully achieve Level 1.

- Formally adopt and communicate the Vision and Supporting Actions.
- Formalize leadership commitments:
 - » City staff are engaging in elected officials. This includes a presentation to the Water Commission on the City's One Water effort in August 2024, workforce development, and creating fulfilling career paths with more opportunities for interdepartmental collaboration or transitions. The Water Commission wrote a letter of support to the City Council in support of a One Water Operator position. The City's task is to provide further context to the Council and Commission to

show how the One Water elements fit together. There have been no formal conversations with the City Council about where City is headed with One Water. However, Council has established One Water as one of its nine priorities.

- » In 2023, Fort Collins published articles that mentioned One Water. City leadership has started publicly committing to One Water. However, until the vision and supporting actions are formally adopted and integrated into daily efforts, this work has only begun. FC Utilities staff will provide One Water updates to the Council in 2025.

3.2 Level 2 - Organizational Alignment

To progress to Level 2 (Organizational Alignment) of the Organizational Culture pillar of the WRF Framework, the City must take steps to strengthen its organizational alignment and collaboration. These include:

- **Interdepartmental coordination:**
 - » The City's Comprehensive Plan outlines the Fort Collins community's vision for development. There is a lack of synergy between the FC Utilities and Planning departments with respect to the City's Comprehensive Plan and vision, which includes, in some cases, competing priorities. Their goals may not be fully aligned, potentially leading to conflicting approaches. It is recommended that in the complexities of expanding water infrastructure to serve new development be addressed in more detail in future updates of the Comprehensive Plan.
 - » There are competing interests when the City considers managing water (e.g., urban development and environmental protection). Moving forward, the City needs to more deliberately plan for how to utilize its available water supply and project future water supply needs to achieve community goals and priorities. This could be accomplished with the development of a water resources plan, or inclusion thereof in a future update of the City's Comprehensive Plan.
- **Centralized data management:**
 - » To enhance collaboration and decision-making, the City should implement a shared mapping process, similar to development review, to visualize the connections between plans, goals, departments, and stakeholders. This visual tool can aid in explaining One Water concepts to leadership and can also be used for communication and education purposes.
 - » Furthermore, the City should foster a culture where One Water principles are integrated into all departmental projects, regardless of their specific focus. Clear decision-making processes and defined roles and responsibilities will be crucial to promote effective collaboration and implementation of One Water initiatives.
- **Updates to City organizational chart:**
 - » FC Utilities is responsible for stormwater, wastewater, and drinking water. Outside of the FC Utilities, there are several other City departments and divisions that involve work on the City's water resources or whose actions can affect elements of water supply, demand, and/or water quality. These departments/divisions include:
 - Community Services:
 - Recreation.
 - Parks Department:
 - Forestry Division.

- Natural Areas Department.
- Engineering.
- City Planning.
- Building Services.
- Environmental Services.
- Recreation.
- Transportation.
- Communication and Public Information Office.
- Finance.
- Social Sustainability.
- Community Connections.
- Equity and Inclusion Office.
- Real Estate Services.

Deliberate coordination between these departments and the divisions within them is critical for a successful One Water organization. Detailing the flow of information from each of these departments is critical for a One Water culture to penetrate throughout the organization with a clear sense of purpose and direction. It may be helpful to use the change management group to assist with any organizational restructuring and leadership changes.

- » The current organizational structure does not optimally support the implementation of One Water. The City has been developing a re-organization for Utilities for light and power and water. By mid-2025, it is anticipated that there will be a different structure. It is important to know where everyone fits in this structure, what the hierarchy is, and where there are barriers to accomplishing a One Water culture. This will facilitate collaboration between departments to discuss priorities and opportunities.
- » An organizationally-aligned City has documented internal roles and responsibilities to the agreed-upon One Water objectives, and conducts recurring communication activities with appropriate departments and agencies. The City should drive coordination and encourage its staff to think outside the typical network and typical business processes. Some business processes at the City are centralized (e.g., Real Estate Services), while others (e.g., planning processes) are decentralized. In each area, the City should identify whether there would be greater efficiencies in having processes centralized or decentralized.

3.3 Level 3 - Inspired Organization

To achieve Level 3 (Inspired Organization) of the Organizational Culture pillar of the WRF Framework, the City must foster a culture of innovation, continuous improvement, and employee engagement. Key actions may include:

- **Strengthening interdepartmental collaboration:**
 - » Currently, interdepartmental relationships exist on an ad-hoc basis, often driven by individual efforts rather than a formal process. While there are individuals with a strong One Water mindset, the City lacks a structured mechanism to promote consistent and effective interdepartmental collaboration. To address this, it is recommended that the City develop and implement a formal process with clear roles, responsibilities, and communication channels to facilitate ongoing

collaboration and ensure that One Water initiatives are prioritized and implemented. This will help to maintain momentum and continuity, even in the inevitable event of staff turnover.

- » During master planning, there are opportunities to better coordinate discrete plans and look for synergies. For example, departments should improve project coordination when projects are being implemented on the same street. Departments should also coordinate when developing long-term goals for water quality and water supply.
- » To foster greater collaboration and efficiency between the City's laboratory staff, currently working at various sites, it is recommended that the City continue the planning work, including site acquisition, design and subsequent construction to deliver a renewed, centralized laboratory facility that can serve as a hub for collaboration around water matters between City departments, CSU and other community partners. . Currently, the dispersion of labs and staff across different locations hinders collaboration and coordination. By co-locating teams and resources, the City can facilitate knowledge sharing, cross-training, and career path enhancements.

▪ **Optimizing resource allocation:**

- » The City should actively seek opportunities to leverage resources and funding across departments to support collaborative, multi-benefit projects, programs, and plans. This could potentially be accomplished via a designated One Water Fund, or via a streamlined system for departments to share funds. In developing this system, it is imperative that there is a staff-wide understanding of, and collaboration on, budget decisions to advocate for all work in One Water.
- » It will also be important to identify and support internal collaboration and cost-sharing amongst water departments and/or related agencies. The existing City finance structure could potentially impede the desired One Water collaboration. Currently, City departments have to bill other departments in the City (e.g., transferring vehicles between water and wastewater fleets). As another example, Utilities must pay the Real Estate Services department to review appraisals for floodplain projects. Determining how to issue payment can take more time than it takes to complete the document review itself. Not pooling water and wastewater funds can also be an issue for the laboratories.

▪ **Empowering staff:**

- » The City should further invest in staff development through training opportunities. This includes cross-training opportunities to broaden employees' skills and knowledge across different water disciplines. FC Utilities has specialists in stormwater, drinking water, and wastewater, but only some staff have knowledge in all three. By providing clear multi-disciplinary career paths and opportunities for professional growth, the City can motivate staff to contribute to One Water goals.
- » Fostering cross-departmental communication and collaboration, such as through joint training sessions, workshops, and regular meetings, will strengthen the One Water culture and enable staff to identify synergies and opportunities for collaboration.
- » Operational areas within the Water Utility maintain a One Water Operator structure. In this structure, operators are valued equally in all water specialties, with training and transfer potential in other specialties. This structure empowers staff, optimizes resource allocation, and adds resilience by increasing operational knowledge across all water specialties.

- **Adapting to change:**
 - » The City should continuously assess the organization's One Water strategy and make necessary adjustments to address evolving needs and challenges.

3.4 Moving Forward

While the City has made progress in establishing a One Water foundation, significant opportunities remain to strengthen the organizational culture. The One Water Plan will provide a roadmap for engaging institutional stakeholders like the Tri-Districts, ditch companies, and CSU, aligning messaging and promoting a city-wide understanding of One Water. To further integrate One Water principles, Phase 2 can include developing targeted communication tools, such as talking points and a roadshow presentation, for use in existing public engagement efforts across the City. By fostering a culture of collaboration, innovation, and continuous improvement, the City can accelerate its journey towards becoming a national leader in One Water implementation.

CHAPTER 4 STAKEHOLDER ENGAGEMENT

In nearly any community, water management is not the sole responsibility of a single department or entity, One Water in Fort Collins will span across several institutional boundaries, requiring a wide range of stakeholders to be involved throughout this collaborative journey. The successful implementation of One Water hinges on a diverse set of stakeholders being interested, engaged, and invested in the future of water in the community. In preparation for Phase 2 of Fort Collins One Water, this chapter identifies key stakeholders for development and implementation of the One Water Action Framework and details a stakeholder engagement roadmap.

As shown in Figures 1.2 and 4.1, the Stakeholder Engagement pillar of the WRF Framework starts with Institutional collaboration (Level 1) and then evolves into Community Engagement around One Water (Level 2). The end goal of this pillar is to have a well-established process of Continuous Feedback (Level 3) from both institutional and community stakeholders on water management related topics.

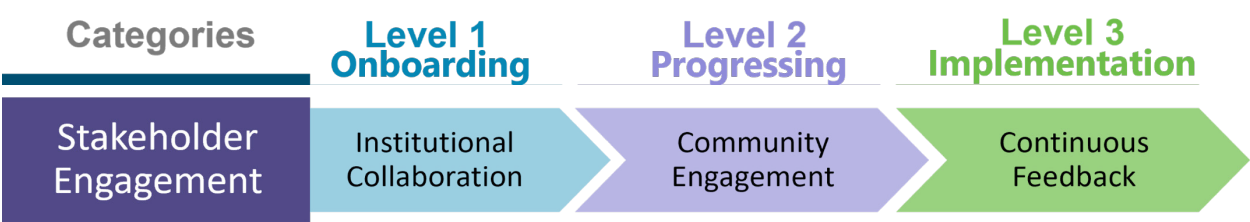


Figure 4.1 One Water Framework: Stakeholder Engagement Levels

4.1 Stakeholder Mapping

One Water in Fort Collins will require proactive and continuous stakeholder engagement. A list of key stakeholders is proposed in this memorandum. The list spans both public and private interests and includes important local, regional, and federal partners. For a more detailed analysis of potential stakeholders, refer to Section 3.3 of the *Data Gaps and Needs Memorandum* included as Appendix A.

4.1.1 One Water Stakeholders

The recommended list of stakeholders for the City’s Utilities Department to engage in the development and implementation of its One Water Action Framework includes (in alphabetical order):

- Businesses, developers, the general public, and community group representatives: entities that are directly affected by the City’s water management decisions and actions.
- City of Greeley: a regional partner in water supply that shares in some of the City’s water supply sources and facilities.
- CDPHE: a critical partner in the regulation of stream water and stormwater quality, drinking water treatment and distribution, wastewater collection and treatment, and water reuse.
- CSU: a major local academic institution affected by the City’s water management decisions and actions and a partner in research and innovation.

- Colorado Water Conservation Board (CWCB): a partner in water planning and management within and between the state’s major river basins.
- Ditch companies: partners in water supply for local and regional agricultural and municipal water users.
- Federal agencies: providing regulatory and management of water and federal lands in and around Fort Collins.
 - » Federal Emergency Management Agency.
 - » The United States Forest Service.
 - » USEPA.
- Non-governmental organizations (NGO): advocates for community and environmental resources in and around Fort Collins.
 - » Environmental groups.
 - » Charitable organizations.
- Northern Water: a key water supply partner in managing regional water resources.
- Other City departments: those that are affected by water management decisions and actions, and/or can affect water management decisions and actions in Fort Collins (in alphabetical order):
 - » Communications and Public Information Office.
 - » Natural Areas.
 - » Community Services.
 - » Community Connections.
 - » Environmental Services.
 - » Equity and Inclusion Office.
 - » Finance.
 - » Recreation.
 - » Parks.
 - » Social Sustainability.
 - » Transportation.
- Poudre School District: a major community asset and customer of the City’s water services.
- Tri-Districts: agencies providing water and/or wastewater services within the city limits but outside the City’s service area.
 - » ELCO.
 - » FCLWD.
 - » NCWCD.

4.1.2 Stakeholder Engagement Groups

Each stakeholder will have varying levels of engagement during the One Water planning process. Moreover, these entities will be key partners in the City’s ongoing implementation of the OWAF over time. Four recommended levels of engagement are shown in Figure 4.2, where the smaller inner rings represent groups with a more direct influence on the City’s One Water program, and larger outer rings represent a greater number of members with less influence.

The membership, responsibilities, and level of participation varies for each of the stakeholder engagement groups indicated in Figure 4.2. The traditional levels of participation, also referred to as the level of stakeholder impact, are depicted in Figure 4.3.

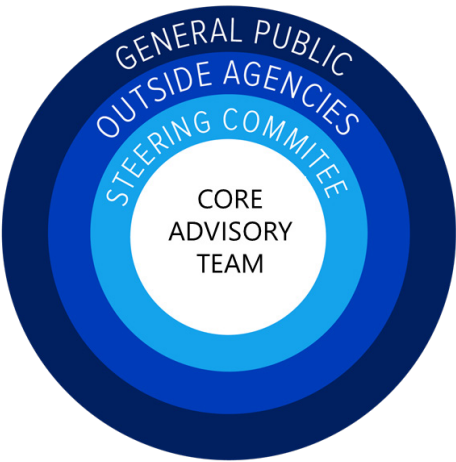
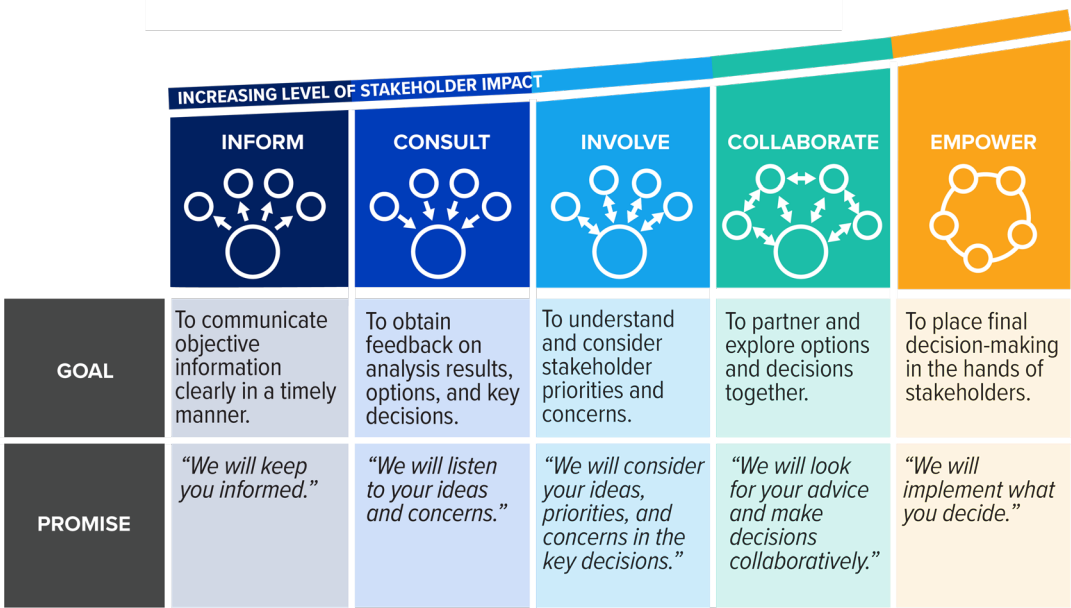


Figure 4.2 Stakeholder Engagement Groups



Source: Carollo Engineers, 2024

Figure 4.3 Level of Stakeholder Impact

The stakeholder groups and their associated level of impact are generally defined as follows.

▪ **One Water Core Advisory Team:**

- » The Core Advisory Team is directly responsible for the planning, development, and implementation of the OWAF.
- » The Core Advisory Team is empowered with the highest level of engagement with the highest associated effort and most direct level of control and responsibility for the development and deployment of One Water in Fort Collins.
- » The Core Advisory Team is responsible for communication and coordination across all four stakeholder engagement groups.

▪ **Steering Committee:**

- » The Steering Committee would be charged with serving in an advisory role to the Core Advisory Team, providing guidance on direction, timeline and methods used by the core team. The Steering Committee would meet regularly with the Core Advisory Team to promote successful outcomes.
- » The Steering Committee would consist of experts and senior stakeholders.
- » The Steering Committee would have frequent two-way communication with the Core Advisory Team.
- » The level of impact of a Steering Committee is typically centered around the *Involve* and *Collaborate* levels shown in Figure 4.3.

▪ **Outside Agencies:**

- » Outside Agencies can provide specific guidance to the Core Advisory Team. Outside Agencies are inherently linked to regional water supply and management systems. They could be peripherally impacted by the City's One Water initiatives and/or affect the advancement of the City's One Water program.
- » Regular two-way communication between this group and the Core Advisory Team is recommended to continually confirm that One Water is representative of the impacted stakeholders' needs and responsibilities. This communication is expected to occur less frequently than the communication between the Steering Committee and the Core Advisory Team.
- » Outside Agencies will be informed and consulted to more deliberately coordinate water management between the City and these agencies, but they will have less of a direct role in advising and guiding the City's One Water program than the Steering Committee.
- » The level of impact of Outside Agencies is typically centered around the *Consult* and *Involve* levels shown in Figure 4.3.

▪ **General Public and Other Stakeholders:**

- » The General Public and Other Stakeholders could represent a wide range of interests in the City's water management involving the entire water cycle. This group could be periodically informed by the City and may be solicited for feedback and targeted input to the Core Team at certain stages in the development and implementation of the City's OWAF.
- » It is recommended that this group primarily receive mostly informing communication from the Core Advisory Team and Steering Committee.
- » The level of impact of the General Public is typically centered around the *Inform* and *Consult* levels shown in Figure 4.3.

Each stakeholder has been assigned a recommended level of engagement through a designated Engagement Group. The stakeholder assignments and rationale for the assigned role for each engagement group is summarized in Table 4.1.

Table 4.1 Stakeholder Engagement Group Assignments

Engagement Group	Stakeholder	Rationale
Core Advisory Team	FC Utilities, Parks Department, and the Natural Areas Department.	The Water Utilities and other City Department management and their designees will serve as the central “hub” for leading, managing, and coordinating all water-related decisions and activities in Fort Collins.
Steering Committee	CSU	Leaders of the One Water Solutions Institute at CSU are designated for inclusion in the Steering Committee for their national One Water expertise and local community understanding.
	Northern Water	Northern Water owns and operates key regional water supply systems and is a critical water supply partner with the City. Inclusion in the Steering Committee will promote continued collaboration on the future of regional water supply.
	Other City Departments	As Utilities Department partners, other City departments should be in the Steering Committee to allow for direct coordination and collaboration between City departments that affect water management and are affected by it in the community.
Outside Agencies	City of Greeley	The City of Greeley shares a source water with the City, and thus has vested interest in the One Water planning. Greeley is designated as an Outside Agency for regular two-way communication.
	CDPHE	CDPHE is designated as an Outside Agency for regulatory compliance and reference. Communication with CDPHE will be crucial as the One Water implementation progresses.
	CWCB	The CWCB is designated as an outside agency for intra- and inter-basin planning in Colorado and reference for water resource matters.
	Ditch Companies	Ditch companies, responsible for providing raw water locally, are designated as Outside Agencies. Communication with the Ditch companies will be important throughout the One Water planning and implementation process.
	Federal Agencies	Federal agencies, such as the Federal Emergency Management Agency and the USEPA, are designated as Outside Agencies for regulatory compliance and land use coordination at the federal scale.
	Tri-Districts	The Tri-Districts distribute potable water in close proximity to City services and infrastructure and serve portions of Fort Collins. These districts are included as Outside Agencies because of the need to directly and proactively communicate consistent messages to Fort Collins residents, regardless of their utility service provider.

Engagement Group	Stakeholder	Rationale
General Public and Other Stakeholders	Businesses/Community Group Representatives	Local businesses and community groups are designated for inclusion in the General Public and Other Stakeholders group to promote active information sharing to and between groups that are affected by water management actions in Fort Collins.
	NGOs	NGOs are included in the General Public and Other Stakeholders category, keeping these organizations informed throughout the One Water process and soliciting their active support for One Water initiatives.
	Poudre School District	The Poudre School District, responsible for the public education of potential future water leaders and a major water user in the community, is included in General Public and Other Stakeholders. This placement provides an avenue for the School District leaders to be well informed on the future of water in their community.

4.2 Stakeholder Engagement Roadmap

Stakeholder engagement will occur on a phased basis as the One Water Plan develops, ultimately transitioning into implementation as a regular way of doing business in Fort Collins. This engagement will begin with the formation and organization of the Core Advisory Team at the start of the Phase 2 planning process. As the Core Advisory Team is being finalized, the Steering Committee should be assembled within the first two months, to allow integration of their crucial perspective and guidance early in the planning process. Outside Agencies should be engaged within the first six months, after the Core Advisory Team and the Steering Committee have formed. Lastly, groups in the General Public and Other Stakeholders group should be informed on progress and “quick wins” on a yearly basis at minimum. The public engagement strategies in the One Water Plan will align with the centralized public engagement efforts made being undertaken by the City Manager’s office. Further detail on recommended engagement timeline, frequency, and methods for each group is shown in Table 4.2.

Table 4.2 Stakeholder Engagement Roadmap

Engagement Group	Engagement Timeline	Typical Engagement Frequency	Engagement Method
Core Advisory Team	At initiation of Phase 2	Biweekly-Monthly	Frequent meetings with standing agenda to work on supporting actions to help achieve the City’s One Water Vision.
Steering Committee	2 months after initiation of Phase 2	Monthly-Quarterly	In-person or hybrid (online) meetings with specific goals and topics for Steering Committee guidance for each topic through involvement and collaboration on ongoing/ new water related projects or policies.
Outside Agencies	6 months after initiation of Phase 2	Quarterly-Semi-Annually	In-person or hybrid (online) meetings designed to inform, consult, and/or involve stakeholders on One Water Action Framework progress and recommendations and to facilitate inter-agency coordination on water management actions and decisions.

Engagement Group	Engagement Timeline	Typical Engagement Frequency	Engagement Method
General Public and Other Stakeholders	9 months after initiation of Phase 2	Semi-Annually or as-needed	Information sharing with requests for feedback on key water management actions and decisions using a combination of public meetings (in-person or virtual), surveys/polls, and website and/or social media updates.

4.3 Advancing Stakeholder Engagement

In many ways, the City has already achieved certain aspects of each of the three levels of engagement:

- Level 1 (Onboarding): Institutional Collaboration.
- Level 2 (Progressing): Community Engagement.
- Level 3 (Implementation): Continuous Feedback.

In developing this OWAF, the City is taking a major step forward toward more structured institutional collaboration. By defining stakeholder groups, the roles of each group, and establishing a proactive schedule for engagement with each group, the City will add structure and expectations to its existing methods for engaging each stakeholder entity.

The City will also enhance its community engagement (Level 2) through deployment of this stakeholder engagement roadmap, building on existing community forums (City Council, public information office, and other avenues) to more deliberately engage the community in a one water mindset focused on multi-benefit outcomes.

Similarly, elements of Level 3 (continuous feedback) are already available to the community and the City's One Water stakeholders and partners. For example, the City has a long history of successfully engaging the community on topics such as its water conservation program, Halligan Reservoir, and Oak Street stormwater projects, to name a few. However, community engagement around One Water has not started yet. As the One Water stakeholder engagement program gains traction in the coming months and years, the City will be well positioned to provide avenues for continuous feedback and will have the necessary mechanisms in place to take action on feedback it receives.

CHAPTER 5 ONE WATER PROJECT OPPORTUNITIES

This chapter assesses the City's One Water Project Opportunities for the Informed Action pillar of the WRF Framework. The WRF Framework (Figures 1.2 and 5.1) defines the following three levels for Informed Actions in developing a One Water program:

- Level 1 (Onboarding): Quick Wins.
- Level 2 (Progressing): Collaboration Opportunities.
- Level 3 (Implementation): Long-term Commitment.



Figure 5.1 One Water Framework: Informed Action Levels

A list of model One Water project opportunities, including past, ongoing, and planned projects, was created from information gathered during the one-on-one interviews conducted as part of developing the Gaps and Needs Memorandum. These multi-benefit projects were input into an organizational matrix to identify key quick-win opportunities. A total of 30 projects and project opportunities were identified in the interviews. After screening projects most relevant to the One Water initiatives, 14 projects were analyzed as shown in Table 5.1. Potential One Water benefits and relevant stakeholders were identified for each of these projects. The One Water benefits were categorized using the benefit types listed in the *Data Gaps and Needs Memorandum* (see Appendix A), with the addition of interdepartmental benefits and public engagement.

Table 5.1 One Water Project Matrix

	Project Benefits																
One Water Project	Floodplain Management / Waterways	Interdepartmental Benefits	Public Engagement	Land Use	Water Quality	Water Supply	Climate Change Impacts (Water Supply / Demand)	Water Treatment	Wastewater Collection / Treatment	Stormwater Management	Ecological Restoration	Watershed Stewardship	Recreation	Indoor Water Efficiency	Outdoor Water Efficiency	Water Reuse	Emergency Response and Preparedness
Direct Potable Reuse		•			•	•		•	•							•	
Fort Collins Utilities Water Efficiency Plan (2025)				•			•							•	•		
Halligan Water Supply Project						•	•				•						
Hickory Regional Detention Pond	•			•						•	•						
Meadow Springs Ranch Regionalization Opportunities				•					•								
Oak Street Stormwater Project		•						•	•	•							
One Water Laboratory					•			•	•								
1883 Water Works / One Water Learning Center			•										•				
One Water Operator					•	•		•	•	•							
Poudre River Flow Consolidation Project at College Avenue	•	•									•	•	•				
Poudre Basin Flows Initiative	•				•						•	•					
River Health Assessment Framework					•						•	•					
Stanton and Fossil Creek Stream Rehabilitation	•	•			•						•						
Water Treatment Residuals Project		•			•			•		•	•						
Count:	4	5	1	5	7	5	2	5	5	4	7	5	2	1	1	1	0

5.1 Ongoing Projects

Several ongoing projects demonstrate One Water in action in Fort Collins. While these projects were not formulated or designed to meet One Water objectives or advance holistic water management in the community, they provide inspiration for ways that projects can be advanced in support of a One Water paradigm.

5.1.1 2025 Water Efficiency Plan

- **Overview:** This State required plan promotes best practices for water efficiency in Fort Collins Utilities water service area, identifying treated water demand goals and various strategies to help achieve the goals. The 2025 Water Efficiency Plan (WEP) creates a municipal goal for outdoor landscapes on city properties, as well as service area wide goal.
- **One Water Benefits:** Land use, water supply and demand related climate change impacts, indoor and outdoor water efficiency, distribution system losses, equity analysis and identification of targeted strategies to improve efficiency for all customers.
- **Stakeholders:** All customers service area wide; adjacent water providers; internal city departments such as Parks, Operation Services, Planning and Development review; community groups; and developers.

5.1.2 Halligan Water Supply Project

- **Overview:** Expansion of Halligan Reservoir will increase the City's water supply, combating water shortages and providing water for sustainable development in the community.
- **One Water Benefits:** Water supply, supply- and demand-related climate change impacts, ecological restoration.
- **Stakeholders:** Environmental groups, ratepayers, state agencies, local agencies.

5.1.3 Oak Street Stormwater Project

- **Overview:** This project involves the installation of a large stormwater outfall system as well as relocation of wastewater collection infrastructure and upgrading water distribution pipes. Rain gardens are implemented to manage stormwater runoff. This project uses a coordinated approach between water, wastewater, stormwater, parks, and forestry departments.
- **One Water Benefits:** Interdepartmental benefits, flood mitigation, stormwater quality treatment, and replacement of aging water distribution and wastewater collection infrastructure.
- **Stakeholders:** Residents, local businesses.

5.1.4 One Water Operator

- **Overview:** The One Water operator will have a role within the Water Utilities Service Area spanning drinking water, wastewater and stormwater and promoting cross-training and a more direct recognition of the interconnected nature of each aspect of the urban water cycle.

- **One Water Benefits:** Enhanced collaboration between drinking water, wastewater, and stormwater teams, career enhancement opportunities, recruiting and retaining talent. Enhanced, water quality, water supply, water treatment, wastewater treatment, stormwater management.
- **Stakeholders:** City departments, City staff.

5.1.5 Poudre Basin Flows Initiative

- **Overview:** This project is a partnership between Cache la Poudre Water Users Association; Colorado Water Trust; City of Fort Collins; City of Greeley; City of Thornton; Northern Colorado Water Conservancy District; CWCB; and Colorado Parks and Wildlife to increase the instream flows of the Cache la Poudre River. This will involve collaboration with a local ditch company to upgrade diversion structures. Partnering with local cities to increase environmental flow benefits the watershed and environmental health, while strengthening meaningful regional water relationships.
- **One Water Benefits:** Floodplain/waterway management, water quality, ecological restoration, watershed stewardship.
- **Stakeholders:** Local agencies, water districts, environmental groups.

5.1.6 River Health Assessment Framework

- **Overview:** This framework guides future watershed planning and management to build upon the previous baseline river health indicators. This data will serve as foundational knowledge for stakeholders interested in addressing threats to river health, prioritizing and implementing projects, and proactively managing the watershed. While this City effort is focused on the stretch of the Poudre River through the City, the sampling data will be combined with data produced by the Coalition for the Poudre River Watershed in the Upper and Lower Poudre River Zones to create one holistic data set for the Poudre River Watershed.
- **One Water Benefits:** Water quality, ecological restoration, watershed stewardship.
- **Stakeholders:** Environmental groups, local agencies, land managers, water providers, agricultural partners, and non-profits.

5.1.7 Stanton and Fossil Creek Stream Rehabilitation

- **Overview:** This project brings together ecological restoration, channel stability and water quality improvements through stream rehabilitation. This includes enhancing floodplain connectivity, improving fish passage and restoring instream function. An important co-benefit of this project is reducing flood risk by creating a more resilient channel and floodplain. This project is a collaborative effort between several City departments, including Utilities, Natural Areas, and Parks. There is also a related PDT transportation project at the upstream end of Fossil Creek to install new culverts beneath Trilby Avenue.
- **One Water Benefits:** Interdepartmental benefits, water quality, ecological restoration, floodplain connectivity.
- **Stakeholders:** Environmental groups, local agencies, and Native Nations.

5.1.8 Water Treatment Residuals Project

- **Overview:** This project involves the application of drinking water residuals for the removal of dissolved phosphorus in stormwater, pending State approval. This is a collaboration between drinking water and stormwater Utilities staff. Successful implementation would lower the drinking water treatment residuals disposal costs and improve the stormwater quality, benefiting the local ecosystem.
- **One Water Benefits:** Interdepartmental benefits, water quality, water treatment, stormwater management, ecological restoration.
- **Stakeholders:** State agencies, environmental groups.

5.2 Potential One Water Projects

The following projects are examples of initiatives that are currently under consideration or development by the City. Each project has the potential to integrate a One Water approach, and a corresponding potential for multi-benefit outcomes. It should be noted that other project opportunities, such as non-potable reuse and green stormwater infrastructure are recommended to be included for consideration in the One Water Plan that will be developed as part of Phase 2 of this effort.

5.2.1 Direct Potable Reuse

- **Overview:** Direct potable reuse (DPR) uses an advanced multi-treatment barrier system to purify recycled water for potable water supply purposes. DPR necessitates collaboration between the Water Utilities water production, reclamation, legal, and water resources staff. An extensive communication plan is both a legal requirement and an opportunity to educate and build trust between local government and the community. Operation of DPR treatment facilities would require staff to be intimately familiar with the Water Utilities' water rights portfolio as well as with both advanced drinking water treatment and wastewater treatment technologies, water quality testing, and reporting requirements. Furthermore, it would drive a need for enhanced source control in the wastewater collection system. It benefits many water management elements such as water supply and climate change resilience. It should be noted that DPR may prove to be a cost-prohibitive option for the City due to the very limited share of its water rights portfolio that is available for reuse. If a closed-loop DPR system was to be constructed, it would require significant augmentation to fulfill the City's return flow obligations. The technical feasibility, effective supply yield, cost, and complex legal hurdles would need to be evaluated and compared with alternative water supply augmentation solutions.
- **One Water Benefits:** Interdepartmental benefits, water quality, water supply, water treatment, wastewater treatment, water reuse.
- **Stakeholders:** State agencies, environmental groups, community groups.

5.2.2 Hickory Regional Detention Pond

- **Overview:** This facility is in the Dry Creek Drainage Basin. It is needed to reduce the potential flooding in the Mason Corridor area on the west side of College Avenue. It is included in the SW 10-Year CIP prioritization list of projects. This project reduces potential flood risk to people and properties. And provides in combination with storm sewer improvements, a regional detention facility and outfall that

adjacent developing properties can utilize freeing up more land for development. It also provides a relocated natural habitat buffer zone.

- **One Water Benefits:** Floodplain management, land use, stormwater management, ecological restoration.
- **Stakeholders:** Neighboring properties and developments, Natural Areas, City Stormwater Maintenance, Parks, Trails.

5.2.3 Meadow Springs Ranch Regionalization Opportunities

- **Overview:** This potential project explores opportunities with neighboring utilities to share resources related to the application and/or reuse of biosolids. This could include potential cost reductions for all stakeholders, allowing resource dedication to other One Water priorities. This creates regular and direct interaction with other utilities where other One Water opportunities may be identified and explored.
- **One Water Benefits:** Land use, wastewater treatment.
- **Stakeholders:** Neighboring biosolids generators, Natural Areas, CDPHE.

5.2.4 One Water Laboratory

- **Overview:** The One Water Laboratory is a proposed centralized laboratory facility for both water and wastewater treatment with the intent to promote collaboration and efficiency, by leveraging equipment and promoting opportunities for advancing career paths of laboratory staff from different facilities and roles within the Utilities department. This laboratory would replace the two existing and separate laboratories that are at end of life. This project centralizes similar work functions, provides opportunities for cross-training across disciplines, shared culture, space optimization, increased technology /instrumentation efficiencies and partnerships with CSU and others
- **One Water Benefits:** Water quality, water treatment, wastewater treatment, staff advancement and retention through One Water culture, and potential partnerships with CSU and other entities.
- **Stakeholders:** State regulators, City departments, and Utilities staff.

5.2.5 One Water Learning Center/The 1883 Water Works

- **Overview:** This project involves renovation of the historic 1883 Waterworks to include educational resources on Fort Collins water past, present and future, transforming it into the One Water Learning Center. The One Water Learning Center would provide public education and outreach, detailing the whole water cycle, encompassing the urban-environment water interface. This would be a means of educating the community on how past generations had the foresight to plan for the water future currently enjoyed today, and the City and community's responsibility to do the same for future generations through a One Water approach.
- **One Water Benefits:** Public engagement, recreation.
- **Stakeholders:** Residents, local businesses, environmental groups, community groups.

5.3 Quick Wins

Of the analyzed One Water project opportunities, both current and planned, several opportunities stand out as having potential to be “quick wins” that demonstrate One Water in action in Fort Collins. The selected projects highly emphasize interdepartmental collaboration and span many water related benefits. The following projects demonstrate the value of One Water collaborations and should be shared with the community to foster momentum for the future of One Water in Fort Collins:

- Oak Street Stormwater Project.
- Poudre Basin Flows Initiative.
- Stanton and Fossil Creek Stream Rehabilitation Project.
- Water Treatment Residuals Project.

Notably, DPR has the potential to be an extremely valuable and effective One Water collaboration but requires a longer implementation time frame than the “quick win” projects listed.

5.4 Advancing Informed Actions via One Water Project Opportunities

The Quick Wins and One Water Project Opportunities described in the sections above illustrate the City’s progress toward Levels 1 and 2, respectively, of the Informed Actions pillar of the WRF Framework. In many ways, the City is already advancing toward the Long-term Commitment envisioned in Level 3 of the Framework. By institutionalizing the One Water approach to project identification, planning, and design, the City will be well positioned to achieve – and stay at – the highest level of the Framework, by “living and breathing” One Water as a regular way of doing business in Fort Collins.

CHAPTER 6 ONE WATER MONITORING

Indicators and metrics play a critical role in the evaluation of progress towards desired goals in an urban setting. Indicators can also facilitate communication of desired goals, strategies, and progress with stakeholders. Indicators that are quantifiable and easy to measure serve as the underlying data system requisite for the effective utilization of most sustainability assessment frameworks with the capacity for benchmarking, rating, and ranking. Indicators and metrics must be aligned with the framework’s objectives to provide a quantitative method of evaluation. Effective assessment frameworks often rely on key performance indicators and metrics to improve ease of use and applicability over a range of characteristics and standards.

The Monitoring Plan establishes a common set of baseline (Level 1), benchmarking (Level 2), and performance (Level 3) indicators that are used to monitor progress toward the desired targets and the collective One Water objectives (Figure 6.1). The methodologies used to monitor progress for each indicator should be transparently described and reproducible.

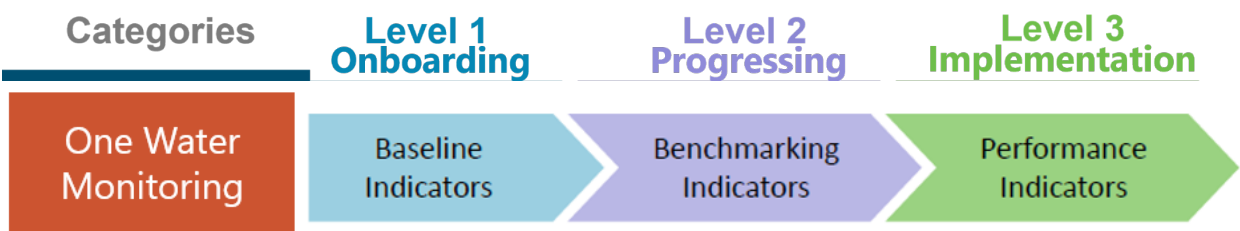


Figure 6.1 One Water Framework: One Water Monitoring Levels

6.1 Overview

The establishment of indicators and metrics is an important component of the One Water Action Framework. An indicator provides summary information on the state of, or change in, the system of interest. A metric characterizes how specific indicators are measured and provides the suggested units of measurement. The individual One Water indicators are described in the following sections. Information is provided to detail the intent of each metric, the sources of data used to update the metric, and the recommended reporting frequency. The City may consider refining the specific metrics for each indicator as new insights are gained by collecting and assessing the relevant data. These improvements may be reflected in the revised definitions of the metrics and/or the spatial and temporal scales at which they are quantified.

The proposed monitoring described herein encompasses indicators and associated metrics that characterize and quantify progress toward achieving the City’s One Water goals. One Water approaches address multiple goals by facilitating coordinated and aligned actions to plan, design, and implement multi-benefit projects, programs, and/or policies. Thus, the indicators and metrics must also characterize and quantify the progress toward multiple goals. The relationship between the five One Water goals and the indicators associated with each goal is illustrated in Figure 6.2.

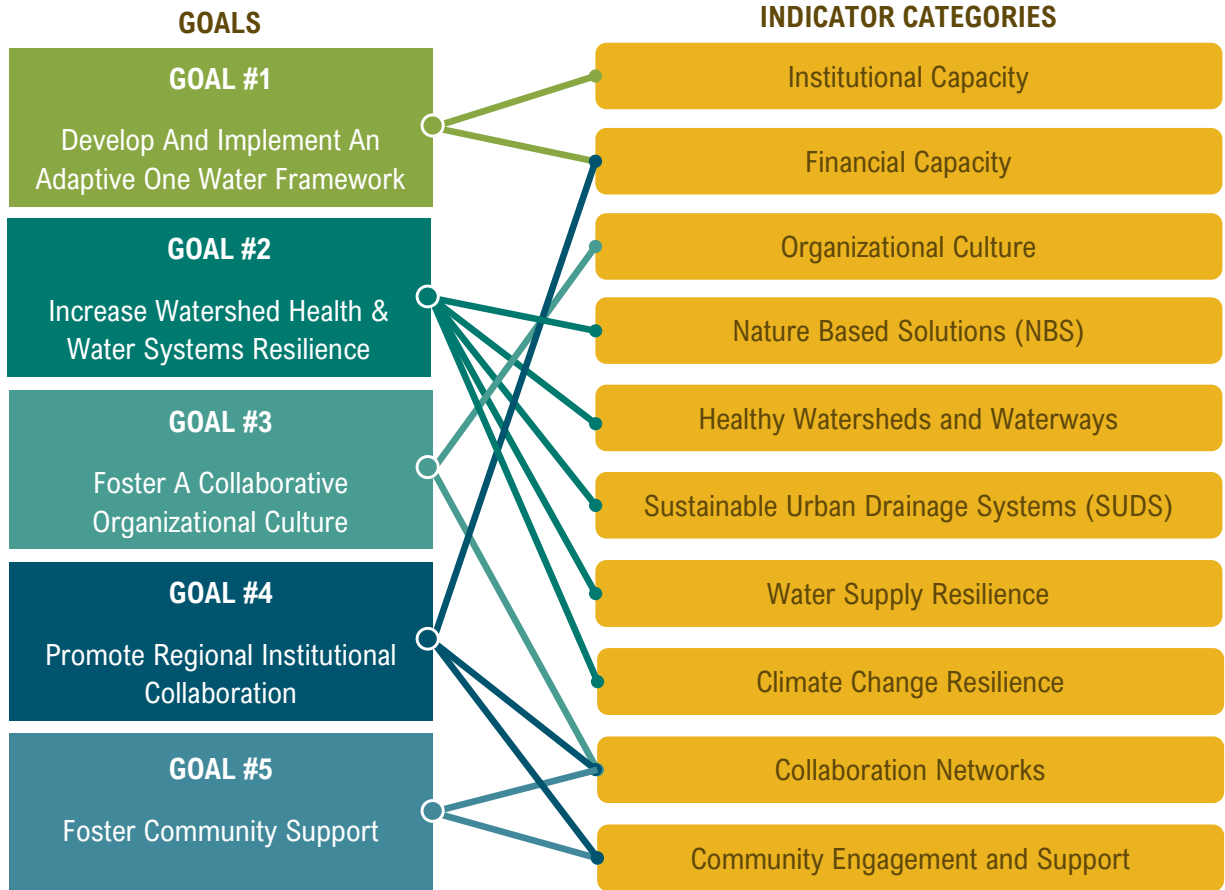


Figure 6.2 Relationship between Proposed Monitoring Indicators and One Water Goals

As stated in Chapter 1, it is recommended that these initial goals and supporting actions developed during Phase 1 will be revisited and refined as needed during the development of the City's One Water Plan in Phase 2. Consequently, the indicators and metrics described in this chapter will be revisited also.

Table 6.1 summarizes the relationship between the Fort Collins One Water goals, supporting actions, and indicator categories.

Table 6.1 Fort Collins One Water Goals, Supporting Actions, and Indicator Categories

Goal	Supporting Action / Strategy	Indicator Category
#1: Develop and implement an adaptive One Water framework	Prioritize and implement multi-benefit projects and programs.	Institutional Capacity
	Develop cost-sharing vehicles to implement multi-benefit projects.	Financial Capacity
	Coordinate and align the pursuit of external funding applications for One Water initiatives.	Institutional Capacity and Financial Capacity
	Periodically update the One Water Action Framework.	Institutional Capacity
	Align and leverage City-wide planning efforts toward multi-benefit outcomes.	Institutional Capacity

Goal	Supporting Action / Strategy	Indicator Category
#2: Increase watershed health and water systems resilience	Identify and implement green infrastructure improvements.	Nature-Based Solutions
	Restore ecosystems.	Healthy Watersheds and Waterways
	Decrease pollutants in local waterways.	Healthy Watersheds and Waterways
	Mitigate local flood impacts.	SUDS
	Increase stormwater capture and use.	Nature-Based Solutions
	Provide adequate water supply for the future needs of the community.	Water Supply Resilience
		Climate Change Resilience
	Manage water demands with increased efficiency and explore water reuse	Water Supply Resilience
	Establish performance indicators and metrics to track progress and measure the health of the Poudre River through the implementation of the River Health Assessment Framework (RHAF).	Healthy Watersheds and Waterways
#3: Foster an organizational culture that promotes resource sharing and collaboration	Promote resources and information sharing between departments.	Collaboration Networks
	Invest in staff development and training to enhance One Water expertise across all departments.	Organizational Culture
	Provide a fair compensation structure to promote cross-departmental career movement and growth.	Organizational Culture
#4: Promote regional institutional collaboration	Proactively engage regional stakeholders in an equitable manner.	Collaboration Networks and Community Engagement
	Identify regional water-related collaboration opportunities.	Collaboration Networks
	Coordinate with regional partners on outside grant funding applications for projects.	Collaboration Networks and Financial Capacity
	Align community engagement efforts and messaging around water between regional entities.	Community Engagement and Support
#5: Foster community support	Explore strategies on how to increase public awareness and education around One Water approaches and benefits.	Community Engagement and Support
	Align community engagement activities between City departments and other regional entities.	Community Engagement and Support
	Engage and educate the community around the benefits of One Water (incl. cost savings and affordability).	Community Engagement and Support
	Provide regular updates on the One Water initiative's progress and achievements to City Council and other public forums.	Community Engagement and Support

Specific One Water indicators are developed for each indicator category to guide monitoring and reporting efforts at the three assessment levels. Table 6.2 summarizes the indicators for each of the three levels of the Fort Collins One Water program. More details are provided for each of the 30 indicators in Section 6.2. It should be noted that the Baseline Indicators (level 1) are intended to be mostly aligned with existing data gathering and reporting efforts that should not require substantial additional effort by City staff, while the level 2 and 3 indicators are progressively more advanced and could therefore require additional telemetry, resources, data analysis, and reporting effort.

For the purpose of this Phase OWAF 1 report, only the Baseline Indicators are recommended for implementation, while the Benchmarking and Performance indicators are suggestions that should be discussed and refined during the OWAF Phase 2 effort as appropriate.

Table 6.2 Proposed One Water Indicators by Assessment Level

Indicator Category	Level 1 Baseline (recommended)	Level 2 Benchmarking (suggestion only)	Level 3 Performance (suggestion only)
Institutional Capacity	Inter-Agency Vision Alignment	Policy, Regulatory, and Planning Alignment	Adaptive Implementation Capacity
Financial Capacity	Financial Viability	Affordability	Cost-Sharing for Multi-Benefit Projects
Organizational Culture	One Water Leadership	Workforce Development	Inspired Workforce
Nature-Based Solutions (NBS)	Green-Blue Spaces	Prioritization of Multi-Purpose NBS	Stormwater and Rainwater Harvesting Using NBS
Healthy Watersheds and Waterways	Receiving Waterbody Quality	Flow Regimes	Aquatic Habitat and Life
Sustainable Urban Drainage Systems	Monitoring Urban Drainage Conditions	Urban Drainage Restoration with NBS	Resilient Flood Plain Management
Water Supply Resilience	Water Use Efficiency	Fit-for-Purpose Use of Alternative Water Sources	Water Supply Portfolio Diversity
Climate Change Resilience	Drought Preparedness	Stormwater Resilience to Extreme Precipitation	Source Water Protection and Restoration
Collaboration Networks	Inter-Departmental Collaboration	Organizational Structure	Regional Collaboration
Community Engagement and Support	Community Access to Water Information	Community Awareness of Water Issue and Programs	Community Buy-In

The indicators in Table 6.2 are a starting point to measure progress toward achieving the One Water goals. The City should collaboratively review and refine the metrics and identify the respective lead and supporting entities that are responsible for tracking and updating the metrics during OWAF Phase 2 and beyond. Progress toward achieving the One Water goals can be measured, updated, and shared with management of the entities who develop the plan and the broader community via a future Fort Collins One Water website.

6.2 One Water Monitoring Plan

A Monitoring Plan supports annual reporting by the City regarding progress toward implementing and achieving the One Water Plan Goals. The information presented herein is intended to provide an initial start for the One Water Monitoring Plan. It is anticipated that the City will prepare annual updates that

summarize the trends and progress toward target values set for each of the metrics – similar to an annual "report card." The summary document could be published on a future One Water Plan web page and actively shared with each of the key stakeholder entities.

It is recommended that the City periodically evaluates each metric to consider:

- Whether the metric continues to be an appropriate method of measuring progress toward the One Water Goals.
- Whether the necessary data continues to be readily accessible for monitoring and reporting of each metric.
- Whether any metrics should be modified, removed, or added to the Monitoring Plan.

The frequency on updating metric reporting will vary depending on the indicator. Annual reporting may be appropriate for some, while quarterly monitoring or every 2 or 5 years may be more appropriate for others. The recommended frequency will be defined with input from City staff upon finalizing the proposed indicators and metrics.

6.3 Indicators and Metrics

As described in Section 6.1, the establishment of indicators and metrics is an important component of the One Water Action Framework. An indicator provides summary information on the (change in) the state of, the system of interest, while a metric characterizes how specific indicators are measured.

The City should develop specific metrics and targets for the individual indicators to be attained by specific planning year milestone(s). While these targets are being established, the City should initiate and continue tracking indicators to inform the establishment of appropriate and attainable targets.

Reporting of indicators, metrics, and the progress toward corresponding targets may include a report card for each metric and an infographics summary page. The City may assign a dedicated metrics coordinator to gather and collect the necessary information to calculate, update, and report out this metric. It is anticipated that for at least the first year of monitoring, the FC Utilities department will spearhead reporting activities.

6.3.1 Indicator Category 1 - Institutional Capacity

This category reflects the capabilities of cities or utilities responsible for water management to achieve One Water approaches through engineering, multi-disciplinary skills, learning, and training.

Level 1 Indicator: Inter-Agency Vision Alignment

This indicator characterizes strategic coordination of goals, policies, regulations, and initiatives across departments, entities, and stakeholders to achieve a shared vision, to promote integrated frameworks and standards that balance community, ecosystem, and development needs.

How to measure: Quantify the number of strategic plans, policies, and initiatives collaboratively aligned with the shared vision across departments and stakeholders.

Level 2 Indicator: Policy, Regulatory, and Planning Alignment

This indicator characterizes the alignment and coordination of institutional roles and policy instruments to increase the capacity for developing One Water strategies and implementation actions.

How to measure: Track the number of water-related planning studies, initiatives and/or policies that are developed through inter-departmental or inter-agency collaboration aimed at removing identified institutional and regulatory barriers that hinder the adoption and implementation of the One Water approach.

Level 3 Indicator: Adaptive Implementation Capacity

This indicator characterizes the ability of a city or utility to innovate, learn, and adjust governance structures and processes to adaptively implement the One Water approach in response to changing conditions, and emerging challenges and opportunities.

How to measure: Assess and quantify the number of inter-agency agreements, policy instruments, and process adjustments made annually to address emerging challenges, leverage opportunities, and support the effective implementation of the One Water approach.

6.3.2 Indicator Category 2 - Financial Capacity

This category describes an organization's monetary resources (e.g., utility rates, other revenue streams, grants, and external funding sources) that can be used to invest in One Water practices.

Level 1 Indicator: Financial Viability

This indicator reflects the financial health of the organization, including its ability to generate revenue and manage costs effectively to support One Water projects.

How to measure: Track financial reserves or annual revenues as a percentage of average annual expenditures (e.g. salaries, real estate, system operations, materials, energy, etc.) used to operate the utility.

Level 2 Indicator: Affordability

This indicator characterizes the organization's ability to utilize the One Water approach to achieve cost savings through optimized use of talent and resources by implementing multi-benefit projects and/or align timing of projects.

How to measure: Estimate cost savings in construction, O&M, and/or labor cost through resource sharing when implementing multi-benefit and collaborative water projects compared to traditional, more siloed, project execution.

Level 3 Indicator: Cost-Sharing for Multi-Benefit Projects

This indicator reflects the interest and commitment of (regional) stakeholders to collaborate on funding multi-purpose projects through cost-sharing agreements, addressing shared regional objectives, and maximizing co-benefits. This indicator is intended to capture collaborations between various city departments, divisions, and/or regional stakeholders.

How to measure: Quantify the annual number and value of formal cost-sharing agreements developed among (regional) stakeholders to fund and implement multi-purpose projects that deliver shared benefits.

6.3.3 Indicator Category 3 - Organizational Culture

This category represents the shared beliefs, values, and norms that guide an organization's commitment to the One Water approach, fostering inclusivity, collaboration, and alignment of long-term goals and strategies through diverse perspectives and equitable practices. Strategies for fair and inclusive compensation may be developed to foster workforce participation in One Water initiatives and projects as well as cross-departmental career movement and growth.

Level 1 Indicator: One Water Leadership

This indicator demonstrates effective leadership by articulating a vision aligned with the broader city aspirations, committing to the delivery of the vision through policies, strategic plans, and investments, and fostering collaboration to achieve One Water goals.

How to measure: Quantify the number of full-time employees equivalents dedicated to One Water activities such as the development of new policies, creation of strategic plans, implementation of collaborative initiatives, fostering interdepartmental collaboration, and securing investments for One Water projects.

Level 2 Indicator: Workforce Development

This indicator underlines the capacity of the organization to improve its workforce capabilities to develop and manage One Water practices. This indicator emphasizes the City's commitment to developing staff versatility across water-related areas including, but not limited to, stormwater, drinking water, wastewater, recycled water, and data management. By promoting cross-training initiatives, it aims to reduce workload imbalances caused by specialized silos, enabling staff to share responsibilities effectively, facilitate knowledge sharing, enhance career growth opportunities, balance workloads, and enhance collaboration within the team.

How to measure: Quantify the number or proportion of employees who have completed training programs focused on One Water principles and technical skills, including cross-training initiatives across water-related areas such as drinking water stormwater, and wastewater systems.

Level 3 Indicator: Inspired Workforce

This indicator reflects the workforce's universal understanding of the One Water vision and goals, actively embodying these principles in their roles. Employees are motivated, collaborative, and adaptive, working across departments and agencies to achieve shared goals. An inspired workforce is supported by formal mechanisms that encourage collaboration, such as cross-departmental initiatives, professional development opportunities, and recognition of teamwork and innovation, fostering a culture of commitment to the evolving needs of the organization.

How to measure: Track and trendline employee participation and engagement by conducting an annual employee engagement survey that focusses on opportunities for employees to actively participate in One Water projects, cross-departmental collaborations, or professional development programs aimed at the implementation of One Water approaches.

6.3.4 Indicator Category 4 - Nature-Based Solutions

This category supports the development of Nature-Based Solutions (NBS), including green stormwater infrastructure, to address water challenges, enhance resilience, and improve community livability.

Level 1 Indicator: Green and Blue Spaces

This indicator characterizes the availability and access to well-maintained green and blue spaces that enhance watershed health, ecosystem diversity, water management, and community resilience.

How to measure: Track the growth in the number or acres or the proportion of urban areas where green spaces and blue waterway corridors are integrated into connected, well-maintained networks to enhance ecosystem health and community benefits.

Level 2 Indicator: Prioritization of Multi-Purpose Nature-Based Solutions

This indicator evaluates the extent to which multi-purpose NBS are prioritized in urban development and water management projects. The indicator measures the proportion of projects incorporating these solutions relative to traditional approaches, reflecting progress toward sustainable and innovative planning practices.

How to measure: Measure the increase in total size of tributary area for which stormwater and urban runoff is captured and treated by multi-purpose NBS relative to traditional (grey infrastructure) approaches.

Level 3 Indicator: Stormwater and Rainwater Harvesting using Nature-Based Solutions

This indicator depicts the implementation and integration of systems to capture, store, and use stormwater and rainwater for fit-for-purpose uses through implementation of green stormwater infrastructure and other NBS. It should be noted that rainwater harvesting in Colorado is only achievable to the extent that the Colorado State Law allows, which is currently very restricted.

How to measure: Track the total volume of stormwater captured (in gallons or AFY) and the number of roof acres equipped with stormwater harvesting systems each year, reflecting the progress in stormwater management capacity and infrastructure expansion.

6.3.5 Indicator Category 5 - Healthy Watersheds and Waterways

This category of indicators focuses on preserving and enhancing the water quality, ecological integrity, and biodiversity of rivers and waterways. The RHAF provides a comprehensive set of indicators and metrics to assess the physical, chemical, and biological integrity of the Cache la Poudre River. The indicators in this category should be characterized and measured according to the RHAF indicators, which include flow regime, sediment regime, wood regime, water quality, riparian floodplain condition, river dynamics, aquatic habitat, and aquatic life.

Level 1 Indicator: Receiving Waterbody Quality

This indicator refers to the ambient water quality conditions in streams, rivers, and lakes that receive runoff, stormwater, or treated discharges from natural and anthropogenic sources. The indicator characterizes the capacity of receiving waterbodies in the Cache la Poudre River watershed to support designated uses such as water supply, agricultural, aquatic life, and recreation.

How to measure: Quantify how often receiving water bodies exceed established water quality standards for key physical, chemical, and biological parameters within a given time frame, such as a calendar year. Specifically, the RHAF specifies numerical grading for temperature, total nitrogen, total phosphorus, pH, and dissolved oxygen as metrics for water quality characterization and reporting. Several river monitoring efforts have been established to collect and analyze water quality conditions along the Cache la Poudre River. The data can be used to assess changes in water quality along the river as well as temporal trends in water quality in response to natural and anthropogenic drivers/stressors.

Level 2 Indicator: Flow Regimes

The magnitude, duration, frequency, and timing of discharge influence river health. This indicator characterizes changes in flow regimes along the Cache la Poudre in response to natural and anthropogenic activities, drivers, and stressors such as land use, water diversions, and reservoirs.

How to measure: The RHAF specifies peak flow, base flow, and rate of change as specific metrics for monitoring and reporting flow regimes. An extensive network of river discharge monitoring stations are available along the Cache la Poudre River, which enable assessment of these flow regimes on an annual basis. Additionally, flow duration curves may be computed for these river gaging station to assess changes in full flow static along the river and over time. Rate of change may be computed for flow quantiles over 30-year assessment time horizons to ensure adequate characterization of the hydrologic cycle in the watershed.

Level 3 Indicator: Aquatic Habitat and Life

Aquatic habitat evaluates the ecological functioning and diversity of waterbodies, surrounding land, and vegetation that support fish and other organisms. Similarly, aquatic life (including fish species, macroinvertebrate, and aquatic plants) indicates ecological functioning of waterbodies. This indicator characterizes the effectiveness of strategies within the Cache la Poudre watershed to reduce habitat fragmentation, enhance ecological connectivity, support biodiversity and aquatic life, and promote ecosystem resilience.

How to measure: The RHMF specifies course-scale and fine-scale aquatic habitats as specific metrics to assess the health and conditions of aquatic habitats in the Cache la Poudre River. Course-scale aquatic habitat support organisms the size of adult fish and amphibians. Fine-scale habitat supports organisms such as macroinvertebrates or fish larvae. The RHMF provides specific steps to quantify and report the diversity and functionality of aquatic habitats and the health of aquatic macroinvertebrates.

6.3.6 Indicator Category 6 - Sustainable Urban Drainage Systems

This category focuses on the design, management, and maintenance of infrastructure and natural waterways in urban areas to effectively manage stormwater, reduce flooding, improve water quality, and support ecological and community benefits.

Level 1 Indicator: Monitoring Urban Drainage Conditions

This indicator represents monitoring the health of rivers and the condition of SUDS using metrics aligned with the RHAF. Specifically, sediment regimes and river dynamics indicators can be used to monitor the conditions of urban streams and drainage networks along the Cache la Poudre River and its tributaries.

How to measure: Sediment regimes influence forms and health of rivers and streams. Specific sediment regimes metrics in the RHAF are watershed supply, localized supply, continuity and transport. River dynamics metrics include planform dynamics and profile dynamics. Planform dynamics describes the patterns of branching and sinuosity of a river. Profile dynamics describe the longitudinal slope of the riverbed.

Level 2 Indicator: Urban Drainage Restoration with Nature-Based Solutions

This indicator focuses on the implementation of NBS along the city's drainage network to reduce bed/bank erosion, improve water quality conditions, and maximize ecosystem services.

How to measure: Quantify the combined area or proportion of urban drainage restoration projects that incorporate NBS, such as wetlands, to reduce flooding risks and enhance stream/river stability, water quality, and ecosystem services.

Level 3 Indicator: Resilient Floodplain Management

This indicator informs the process of identifying and implementing floodplain management policy, regulations, and infrastructure such as multi-functional blue spaces along urban drainage systems. Benefits may include minimizing flooding risks, water quality improvements, and triple bottom line environmental, social, and economic benefits.

How to measure: Quantify floodplain metrics in the RHAF including floodplain physical conditions, riparian vegetation, riparian habitat connectivity, and contributing area of riparian zones.

6.3.7 Indicator Category 7 - Water Supply Resilience

This category assesses the evolving water supply and demand conditions that influence the availability of adequate water supply for the current and future needs of the community. Both water supply and water demand management strategies are included in performance monitoring and assessments.

Level 1 Indicator: Water Use Efficiency

This indicator assesses the current water use intensity within the boundary of the city's water service area. The indicator establishes a baseline for measuring water consumption by use type (e.g., residential, commercial, industrial). Moreover, it characterizes how population change, socioeconomic factors, development patterns, housing policy, and zoning regulations influence water consumption in various sectors.

How to measure: Track water use efficiency by measuring water consumption in gpcd and million gallons per acre (MGPA) of developed areas by use types and land use activities. Conduct assessments for indoor and outdoor water use to guide effective conservation and end-use efficiency programs. Incorporate water loss or non-revenue water from the annual water loss audit. Quantify trends in monthly water

consumption based on gpcd and MGPA metrics. Use this indicator to benchmark the progress toward the water use efficiency targets specified in the city's WEP.

Level 2 Indicator: Fit-for-Purpose Use of Alternative Water Sources

This indicator evaluates the reduction in water demand achieved through fit-for-purpose use of alternative onsite and local water sources.

How to measure: Quantify the proportion of the city's water demands that is met by fit-for-purpose use of recycled water, harvested stormwater and rainwater, and use of graywater.

Level 3 Indicator: Water Supply Portfolio Diversity

This indicator characterizes both the variety (number) and balance (evenness of withdrawals) of the city's water supply resources including native water supply from rivers, reservoirs, groundwater as well as reclaimed local water resources and imported water from trans basin transfers.

How to measure: Quantify the number of water supply sources and annual water withdrawals from each source for different use types (e.g., residential, commercial, industrial, and irrigation). Commonly used indices such as the Shannon Weaver Index may be used to compute the diversity of the city's water sources.

6.3.8 Indicator Category 8 - Climate Change Resilience

This indicator category helps departments represented in the One Water Plan, prioritize and implement climate change adaptation measures to make Fort Collins more resilient to drought, extreme precipitation, and wildfire hazards. Climate change adaptation and the associated infrastructure investments require inter-departmental collaboration and committed leadership.

Indicator Level 1: Drought Preparedness

This indicator fosters successful implementation of the City's Water Shortage Action Plan (WSAP).

How to measure: Track the frequency, duration, and magnitude of historical water use restrictions imposed during droughts.

This data could be used to explore trends in the frequency and intensity of water shortages over time. Use the historical water use trends as baselines to assess how climate change could influence the design drought described in the WSAP. Quantify how water supply enhancements (including planned new water supply systems and diversification of sources through water reuse) and demand management (including end-use efficiency strategies) would increase resilience to drought hazards by reducing the frequency and/or intensity of water shortages.

Indicator Level 2: Stormwater Resilience to Extreme Precipitation

Stormwater control in the city may be influenced by changes in the intensity, duration, and frequency of precipitation events from climate change. This indicator characterizes the robustness of stormwater control systems (including green stormwater infrastructure) across the city's 12 basins in the face of projected intensifying extreme precipitation events.

How to measure: Assess the baseline performance of stormwater control measures (SCM) across the city's 12 stormwater basins for managing the design storms described in the Fort Collins Stormwater Criteria Manual.

This data could be used to explore changes in the selection of design storms over a range of future climate scenarios compared to the historical baselines. Assess the resilience of city's SCMs to future design storms compared to the historical baselines. Use this indicator to benchmark the effects of multi-functional green stormwater infrastructure on stormwater control over the coming decades.

Indicator Level 3: Source Water Protection and Restoration

This indicator characterizes the vulnerability of the city's raw water supply watershed to climate-change induced wildfires.

How to measure: Quantify the size or proportion of the City's raw water supply watershed that is impacted by fire fires, along with the severity of the impact to raw water quality for parameters such as dissolved organic matter, nutrients, and heavy metals.

This data could be used to analyze temporal trends in wildfire events within the Cache la Poudre watershed. Determine the effects of wildfires on water withdrawals for water supply purposes. Project wildfire events and subsequent effects on the Cache la Poudre River discharge and water quality. Assess the effects of source water protection and restoration projects on mitigation of wildfire hazards for the city's water supply withdrawals from the Cache la Poudre River over a range of future climate scenarios.

6.3.9 Indicator Category 9 - Collaboration Networks

This category focuses on promoting collaboration networks within and across organizations as a critical step toward removing institutional silos and achieving the One Water paradigm shift. It emphasizes collaboration and coordination among relevant departments, divisions, external agencies, NGOs, stakeholders, and the general public to effectively plan and implement the One Water approach.

Level 1 Indicator: Inter-Departmental Collaboration

This indicator characterizes the process of jointly reviewing, identifying, developing, or implementing mutually beneficial land use and water policies to align objectives and integrated solutions across multiple organizations or jurisdictions.

How to measure: Track the number of formal meetings, inter-departmental agreements, and collaborative projects initiated and implemented annually to advance mutually beneficial land use and water policy objectives, within a given time frame, such as a calendar year.

Level 2 Indicator: Organizational Structure

This indicator focuses on reforming the governance structure of Fort Collins Utilities to promote inter-departmental collaborations and enable effective, efficient utility management and alignment of implementation actions.

How to measure: Count the number or occurrence of institutional barriers, such as outdated governance structures or conflicting regulations, that are changed or modified to streamline collaboration among departments and agencies and implement One Water strategies and actions.

Level 3 Indicator: Regional Collaboration

This indicator evaluates coordinated effort among utilities, municipalities, and other stakeholders within a region to address shared water management challenges, optimize resources, and achieve mutual benefits through joint planning, service integration, and governance alignment.

How to measure: Track the number of regional projects, plans, or agreements jointly developed and executed annually by utilities, municipalities, and other stakeholders to address shared water management challenges, optimize resources, and achieve mutual benefits.

6.3.10 Indicator Category 10 - Community Engagement and Support

This category focuses on building public awareness, knowledge, and broad support for One Water programs and approaches. It emphasizes raising awareness about water-related challenges, improving water literacy to enhance understanding of water systems and issues, and fostering public support through advocacy, participation, and buy-in for sustainable water solutions and policies.

Level 1 Indicator: Public Access to Water Information

This indicator evaluates the availability and accessibility of information on water sources, use, and management. This includes public reporting of source water assessment results, water conservation guidelines and requirements, water quality and flood control efforts, and other relevant data to inform and educate the community.

How to measure: Measure the proportion of the community that accesses publicly available information on water resources, such as a number of downloads or “hits” of educational One Water brochure placed on the City’s website per year.

Level 2 Indicator: Community Awareness of Water Issues and Programs

This indicator assesses the effectiveness of educational activities in raising awareness about water issues among the community, including K-12 students. Outreach activities may also include partnerships with academic institutions and nonprofit organizations to deliver programs that improve understanding of the water cycle, conservation practices, and sustainable water management.

How to measure: Track the number of educational activities, workshops, and programs conducted each year to raise awareness about water issues, particularly among K-12 students. Determine the number of community stakeholders that actively participate in educational and outreach programs by requiring sign-ups and/or the number of community members that attend public events (e.g., community meetings, workshops, training sessions) focused on water-related initiatives.

Level 3 Indicator: Community Buy-In

This indicator assesses the level of public support and commitment to water management initiatives, including the adoption of One Water principles, through demonstrated participation, advocacy, and endorsement of policies and programs that promote sustainable water practices.

How to measure: Quantify the percentage of community members or stakeholders who express acceptance or concern/disapproval of One Water strategies through surveys, public consultations, or participation in related initiatives.

6.4 Implementation of the Monitoring Plan

The monitoring plan assists with evaluation of the One Water program at the three levels: Level 1 – Onboarding, Level 2 – Progressing, and Level 3 – Advancing. It should be noted that the Baseline Indicators (level 1) are intended to be mostly aligned with existing data gathering and reporting efforts that should not require substantial additional effort from City staff, while level 2 and 3 indicators are progressively more advanced and could therefore require additional telemetry, resources, data analysis, and reporting effort.

For example the proposed One Water monitoring program for the Baseline Indicators (level 1) should leverage several ongoing efforts and the products of existing reports that identify and quantify related indicators and metrics including, but not limited to, the RHAF, City of Fort Collins Source Water Protection Plan, Water Supply and Demand Management Policy Report, Water Conservation Annual Report, Upper Cache la Poudre River Watershed Water Quality Trends Report, Municipal Sustainability and Adaptation Plan, and Our Climate Future Report.

For the purpose of this Phase OWAF 1 report, only the Baseline Indicators are recommended for implementation as described herein and graphically depicted in Figure 6.3, while the Benchmarking and Performance indicators are suggestions that should be discussed and refined during the OWAF Phase 2 effort as appropriate.

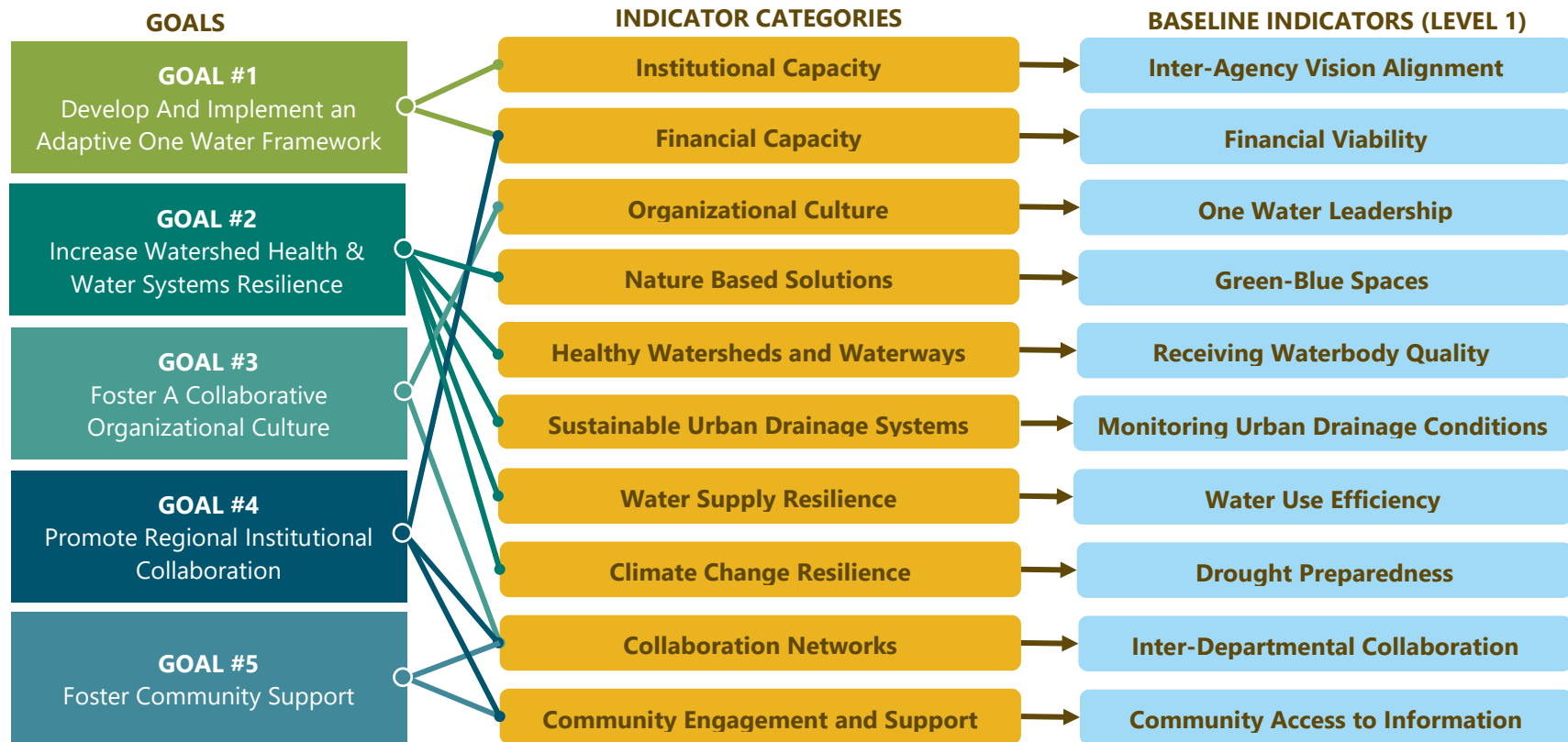


Figure 6.3 Proposed Monitoring Indicators for Level 1 – Onboarding

CHAPTER 7 **RECOMMENDATIONS AND NEXT STEPS**

The City has established a solid foundation for implementing One Water with the initiative to establish this OWAF. Through previous actions to define leadership roles, the City has established an organizational foundation to integrate the One Water approach in how the City manages its entire water cycle in a holistic manner. It has also made great strides in setting a common understanding of One Water across multiple City departments, including key stakeholders within each department.

The City has made clear progress in establishing the baseline “Level 1” (Onboarding) defined in the WRF One Water Communities Self-Assessment Framework and Rating System (Figure 7.1), and it is well-positioned to advance One Water in Fort Collins across all five pillars defined in the WRF system. The blue stars indicate the average rating from the input during the 1:1 interviews conducted in July 2024 as referenced in Chapter 3.



Figure 7.1 **WRF Self-Assessment Framework Pillars and Levels**

In Phase 2 of this OWAF, the City should take specific steps to advance to Level 2 of the WRF Framework in each of the five pillars. Fundamentally, this will be defined and structured through the development of a One Water Plan. An approach for each of the five pillars is defined in the sections that follow.

7.1 One Water Planning

The City should continue its path toward implementing One Water in Fort Collins by building on Phase 1 OWAF activities documented throughout this initial report. The Fort Collins One Water Plan developed in Phase 2 will provide further structure for One Water and will serve as a guidance and reference document for years to come. Elements of the City's One Water Plan should include:

- Refinement of the One Water vision, goals, and supporting actions toward achieving the goals based on input from representatives of the various City departments and divisions listed in Section 3.2.
- Development of recommendations for integrating One Water principles and practices into the City's current Organizational Culture, and the associated steps toward progressing toward organizational alignment (see Section 7.3).
- Development of a stakeholder engagement program in support of developing the One Water Plan and subsequently supporting implementation of the Plan (see Section 7.4).
- Identification of actions to develop additional "quick wins" and to advance collaboration opportunities, leveraging the stakeholder engagement program and supporting actions (see Section 7.5).
- Metrics for measuring success, progressing from the baseline indicators defined in Chapter 6 to define a suite of benchmarking indicators (see Section 7.6).

In developing its One Water Plan, the City should define a suite of actions it can take toward achieving the City's Vision and Goals for the OWAF from this Phase 1 effort. The City has initiated development of a matrix of key pressures and challenges linked to each of the five goals for One Water implementation in Fort Collins (see Appendix B for working draft matrix), which can be used as a foundation for developing the actions. The matrix details the following:

- Pressures being experienced in Fort Collins, such as limited water supply, growing demand, water quality degradation, affordability of services and other concerns and considerations regarding the urban water cycle in the community.
- Challenges associated with each of the pressures.

By linking supporting actions to each of the OWAF Goals in Phase 2, the City will have specific strategies it can use to achieve each goal. Chapter 1 (Section 1.5) of this report provides an initial starting point for defining such actions for each of the five goals.

Successfully defining and shepherding these actions can be facilitated by defining the following for each action as part of Phase 2 of the OWAF:

- Primary authority: What City department has the necessary authority to own this action and steward its progress?
- Partner entities: What other City departments or stakeholder entities will be critical partners in initiating and advancing this action toward the City's goals?
- Relative importance: How important is this action, relative to others, to help prioritize which actions to pursue in the near-term or later in advancing One Water implementation in Fort Collins to achieve the City's Vision and five goals?

7.2 Funding Needs

As evidenced by the large number of identified capital improvement projects across water supply, drinking water, water reclamation and stormwater sectors, rate increases are likely necessary to support FC Utilities planning and project implementation in Fort Collins. Future rate increases will be balanced with what the ratepayers can support.

7.3 Organizational Culture

As noted in Chapter 3, the City has made progress in establishing a One Water organization, and significant opportunities remain to strengthen its One Water culture. By fostering a culture of collaboration, innovation, and continuous improvement, the City can move forward toward establishing greater organizational alignment between City departments, its elected officials, and partner entities and organizations. In part, this will be facilitated through definition and execution of its stakeholder engagement program (see also Chapter 4 and Section 7.4 of this report).

Opportunities to advance and solidify organizational alignment (Level 2) around One Water were detailed in Chapter 3 with respect to:

- Interdepartmental coordination.
- Centralized data management.
- Refinements/changes to City's organizational chart.

By taking steps to foster its One Water organizational culture in Phase 2 of this OWAF, the City will also be advancing toward the third level for this pillar from the WRF Framework, "Inspired Organization." An inspired organization is characterized by:

- Strong and efficient interdepartmental collaboration.
- Optimization of resource allocation (both funding and staff).
- Empowerment of staff.
- Ability to adapt to change.

As part of the OWAF Phase 2, it is anticipated that the City's core leadership team will charter this effort internally, possibly guided by outside council from specialized professionals.

7.4 Stakeholder Engagement

The layered structure of stakeholder engagement levels defined in Chapter 4 of this report should be used to advance the City's One Water vision and goals. In many ways, applying this structure will not only help define and develop the One Water Plan, but it will set the foundation for successful implementation. By engaging key partners – City departments, other agencies and utilities, local businesses, developers, and NGOs, for example – in developing the Plan, the City can help establish "buy-in" to the Plan recommendations with partners ready to assist in adopting One Water principles and helping the City implement the Plan.

Chapter 4 provides preliminary definition of the recommended engagement groups, roles and responsibilities of each group, and stakeholders that should be assigned to each group. The Stakeholder Engagement Roadmap defined in Section 4.2 provides a recommended cadence for engaging each group.

Further definition in the One Water Plan regarding the members representing each group, their level of participation or impact, and the methods for engaging them in Plan development should be developed as part of Phase 2 activities. The One Water Plan should also detail stakeholder roles and engagement tactics for continuing through subsequent implementation of the Plan.

7.5 Informed Actions

In many ways, the One Water Project Opportunities are where tangible progress toward establishing Fort Collins as a leading One Water community will be made. While the actions defined in the One Water Plan will establish policy-level strategies for achieving the City's One Water vision and goals, informed actions provide the ability to put One Water into action. Whether through initiatives, programs, studies, or capital projects, One Water Project Opportunities become visible evidence of the City's commitment to One Water. Moreover, these projects provide opportunities to realize a variety of benefits of integrated management of the urban water cycle, such as water quality enhancements, minimum stream flow levels, flood risk mitigation, recreational, and sustainability benefits. One Water Project Opportunities can be public or privately led and owned, although city government typically has a better ability to incorporate One Water strategies into public-sector projects.

By their nature, One Water Project Opportunities are continuously evolving. In Phase 2 of the OWAF, the City should establish a systematic process for identifying and tracking One Water Project Opportunities in Fort Collins through a central database. This should include engaging the appropriate One Water stakeholders in defining, developing, advising, and/or implementing each of the identified One Water Project Opportunities.

In turn, the One Water Project Opportunities can be vehicles to help achieve the City's One Water vision and goals. Ideally, One Water Project Opportunities will be identified while they are at the formative stage: those that are expected to move forward in the foreseeable future but have not yet advanced to design or other stage where meaningful changes can no longer be incorporated. When executed effectively, the City and its partners can engage in One Water Project Opportunities to take advantage of the interconnected nature of the urban water cycle, align common interests and goals, and achieve multiple benefits that would otherwise not be identified or realized.

During Level 1 of the WRF Self-Assessment Framework, the focus is on quick wins, meaning projects with a near-term horizon that could likely be implemented within the next 5 years to establish support and momentum for future One Water projects, programs, or policies. During Phase 2, the focus shifts to long-term project opportunities that could be implemented in a 10-year or longer planning horizon. The ultimate goal is to integrate One Water concepts in all water management efforts where possible, which would be indicative of a long-term commitment to the One Water approach (level 3). During the OWAF Phase 2, both near- and long-term One Water project opportunities would be identified and prioritized for further development.

As the One Water Project Opportunities inherently involve multiple benefits and thereby often require collaboration of multiple city departments, divisions, or other partners, these projects are often excellent candidates to obtain grant funding. As part of the OWAF Phase 2, a special effort could be undertaken to identify grant funding opportunities and subsequently apply for grants to help implement these One Water Project Opportunities.

7.6 One Water Monitoring

Through Phase 1 activities in this OWAF, the City has established a suite of potential baseline indicators (Chapter 6). Development of the One Water Plan in Phase 2 should include refinement of these initial indicators to select meaningful, value-added baseline and benchmarking indicators. Where available, historical data should be gathered for at least the baseline indicators, which can then be summarized and analyzed. For proposed baseline and benchmarking indicators that don't have readily available information, recommendations shall be made on the methods, locations, frequencies, and responsible parties for data gathering.

The baseline indicators should be advanced to at least benchmarking indicators, and possible performance indicators, that represent the City's priorities in water management in the community. As noted in Chapter 6, the City has already established a long list of metrics that it uses to measure various aspects of the urban water cycle. These can be used as a foundation for One Water benchmarks, whether adopting them for this purpose as-is (and thereby minimizing the level of effort to measure and track progress) or by adapting them for use in this context.

APPENDIX A

DATA GAPS AND NEEDS MEMO

CITY OF FORT COLLINS

One Water Action Framework

Project No.: 203085
Date: November 22, 2024
Prepared By: Meg Parker and Lewis Salveson
Reviewed By: Inge Wiersema
Subject: Data Gaps and Needs Summary

1.0 INTRODUCTION

This Gaps and Needs technical memorandum (TM) summarizes the results of the documents review, information shared during project meetings, and interviews with representatives of various departments within the City of Fort Collins (City). The common observations from the interviews are structured around the five pillars of the One Water self-assessment framework published by the Water Research Foundation (WRF) in early 2024.

The City is the first organization to follow the WRF One water Cities Self-Assessment Framework for its own One Water initiative. The framework acknowledges that One Water initiatives encompass multiple action categories. As shown in Figure 1, the 5 Action Categories, which are also referred to as "Pillars," are

1. One Water Planning,
2. Organizational Culture,
3. Stakeholder Engagement,
4. Informed Actions, and
5. One Water Monitoring.

For each of these Action Categories, there is a progression from Onboarding (Level 1), to Progressing (Level 2) and ultimately Implementation (Level 3).



Figure 1 One Water Self-Assessment Framework

The progression of the levels for each of the five action categories is summarized below. A detailed description, including elements that describe key elements that are typically completed before progressing to the next level, is included in “One Water Cities: Development of Guidance Documents and Assessment, developed by the WRF as part of project number 4969 in January 2024.

1.1 One Water Planning

The One Water planning process considers the entire urban water cycle holistically as an integrated system, where interconnected water resources are managed in a coordinated, collaborative, and comprehensive manner. The development of a coherent plan for the implementation of the One Water approach in a city is a continuous process that builds upon existing plans, data, and ongoing water management efforts. The levels include:

Level 1: Information Gathering

Level 2: Plan Development

Level 3: Adaptive Implementation

1.2 Organizational Culture

The City’s commitment to a One Water approach and collaborative mindset should be reflected throughout the organization’s culture, from leadership to operations. Organizations with a One Water culture are inclusive with a focus on internal coordination and partnerships around a shared purpose and foster incorporation of multiple perspectives in decisions and actions. The levels include:

Level 1: Leadership Commitment

Level 2: Organizational Alignment

Level 3: Inspired Organization

1.3 Stakeholder Engagement

Since water often transitions between multiple institutional boundaries, One Water can only be successful when all stakeholders are proactively and intentionally engaged in planning, prioritization, and implementation. Stakeholder engagement can involve a wide variety of parties and perspectives, such as city departments/utilities, regional entities, regulators, elected officials, academia, non-governmental associations, and the community. The levels include:

Level 1: Institutional Collaboration

Level 2: Community Engagement

Level 3: Continuous Feedback

1.4 Informed Actions

Informed actions are based on analyses conducted as part of the One Water planning efforts, lessons learned from implementation, and feedback from stakeholders and the community. The key to informed actions is that the City remains flexible in implementation by considering evolving conditions.

Informed actions can include a combination of projects, programs, and/or policies with a focus on multi-benefit collaboration opportunities. The levels include:

Level 1: Quick Wins

Level 2: Collaboration Opportunities

Level 3: Commitment and Investment

1.5 One Water Monitoring

One Water monitoring of specific indicators is used to measure progress to achieve the City's One Water vision and objectives. Monitoring progress helps align a city's resources with implementation actions and characterize how a city changes and adapts to future challenges. Metrics provide objective evidence of progress toward achieving desired targets and outcomes. The levels include:

Level 1: Baseline Indicators

Level 2: Benchmarking Indicators

Level 3: Performance Indicators

2.0 DATA AND DOCUMENTS REVIEW

The City has prepared many plans and studies in recent years that cover water management. A full list of references is included in Appendix A of this memorandum. A total of 24 documents were reviewed to develop a comprehensive understanding of the previous and ongoing water-related studies, plans, policies, and goals. These documents in order of completion year are:

- 2012 Joint Front Range Climate Change Vulnerability Study
- 2014 Water Supply and Demand Management Policy Revision Report

- 2015 Water Use Efficiency Plan
- 2015 Water Treatment Facilities Master Plan
- 2016 Source Water Protection Plan
- 2016 State of the Poudre – A River Health Report Card
- 2018 Water Distribution and Wastewater Collection Master Plan
- 2018 Utilities Wastewater Treatment Master Plan Update
- 2018 Water Quality and Pollution Control Labs Master Plan
- 2019 Municipal Sustainability and Adaptation Plan
- 2020 Water Shortage Action Plan
- 2020 Water Treatment Residual Amendment in Stormwater Systems for Phosphorus Reduction and Waste Removal
- 2021 SCADA Master Plan
- 2021 Parks and Recreation Master Plan
- 2022 Upper Cache la Poudre River Water Quality Trends Report
- 2022 Our Climate Future Plan
- 2022 Water Resource Matters in the Fort Collins Growth Management Area
- 2023 USACE Halligan Water Supply Project EIS
- 2023 Drinking Water Quality Report – v6
- 2023 Water Equity Network Opportunities Brief
- 2023 Water Quality Services Master Plan Vision Update and Site Feasibility Assessment (HDR)
- 2023 Halligan Water Supply Project: Fish and Wildlife Mitigation & Enhancement Plan
- 2023 Water Conservation Annual Report
- 2024 Poudre River Health Assessment Framework
- 2024 Updated Land-use Code
- 2024 Fort Collins Area Ditch Companies and City Ownership Issues

The information presented in these 24 documents was cataloged into an analysis matrix to provide an easy visual on what type of information can be found in which plans. The matrix also provides insight into which water management topics are covered in multiple documents and what type of information is only documents in one or a few plans. As shown in Figure 2, the water management elements considered in this inventory are:

Document	Components of Document				Water Management Elements Covered																		
	Study or Plan	Formal Policies (enforceable)	Goals, Vision, Strategies, Guidance (unenforceable)	Criteria / Specs	Floodplain Management / Waterways	Land Use	Water Quality	Water Supply	Climate Change Impacts (Water Supply / Demand)	Water Treatment	Wastewater Collection / Treatment	Stormwater Management	Ecosystem Restoration	Watershed Stewardship	Recreation	Indoor Water Efficiency	Outdoor Water Efficiency	Water Reuse	Graywater	Emergency Response and Preparedness	Drought Response	Affordability	
Joint Front Range Climate Change Vulnerability Study - 2012	●		●					●	●														
2014 Water Supply and Demand Management Policy Revision Report (AMEC)	●	●					●	●	●				●	●	●	●	●				●		
2016 Source Water Protection Plan	●						●			●				●									
2016 State of the Poudre - A River Health Report Card	●				●	●	●						●	●									
2019 Municipal Sustainability and Adaptation Plan	●		●									●	●	●	●	●	●						
2020 Water Shortage Action Plan	●	●	●					●												●	●		
2022 Upper Cache la Poudre River Water Quality Trends Report	●						●		●	●													
2023 USACE Halligan Water Supply Project EIS	●							●															
2023 Drinking Water Quality Report - v6	●						●			●													
2015 Water Use Efficiency Plan	●															●	●						
2024 Poudre River Health Assessment Framework	●				●	●	●						●	●									
2022 Our Climate Future Plan	●															●	●						
Water Equity Network Opportunities Brief 2023			●		●		●	●		●						●	●	●					●
2015 Water Treatment Facilities Master Plan (CH2M)	●						●	●	●	●			●										
2018 Water Distribution and Wastewater Collection Master Plan (Ditesco)	●									●	●												
2018 Utilities Wastewater Treatment Master Plan Update (Carollo)	●										●												
2018 Water Quality and Pollution Control Labs Master Plan (CH2M)	●						●			●	●												
2021 SCADA Master Plan (Carollo)	●								●	●	●												
2023 Water Quality Services Master Plan Vision Update and Site Feasibility Assessment	●							●		●	●												
(Presentation) Fort Collins 2023 Halligan Water Supply Project: Fish and Wildlife	●				●	●		●					●		●								
2023 Halligan Water Supply Project: Fish and Wildlife Mitigation & Enhancement Plan	●				●	●	●	●					●		●								
2023 Water Conservation Annual Report			●			●			●							●	●						
Updated Land-use Code		●				●											●						
Parks and Recreation Master Plan	●					●						●			●								
Water Treatment Residual Amendment in Stormwater Systems for Phosphorus	●						●			●		●											
Water Resource Matters in the Fort Collins Growth Management Area: Study Report	●						●														●		
Fort Collins Area Ditch Companies and City Ownership Issues		●					●					●		●									
Count:	24	4	5	0	5	7	13	9	6	10	5	5	7	6	5	6	7	1	0	1	3	1	

Figure 2 Document Analysis Matrix

Notes:
Documents not listed in chronological order as in 1.2.1

- Floodplain Management / Waterways
- Land Use
- Water Quality
- Water Supply
- Climate Change Impacts (Water Supply / Demand)
- Water Treatment
- Wastewater Collection / Treatment
- Stormwater Management
- Ecosystem Restoration
- Watershed Stewardship
- Recreation
- Indoor Water Efficiency
- Outdoor Water Efficiency
- Water Reuse
- Graywater
- Emergency Response and Preparedness
- Drought Response
- Affordability

The 26 reviewed documents generated 94 total water management element entries. The categorized elements were then examined to identify occurrence trends, providing a quantitative overview of the prevalence of each topic in the City's water management documents. The number of observed occurrences for each element is shown in Figure 3.

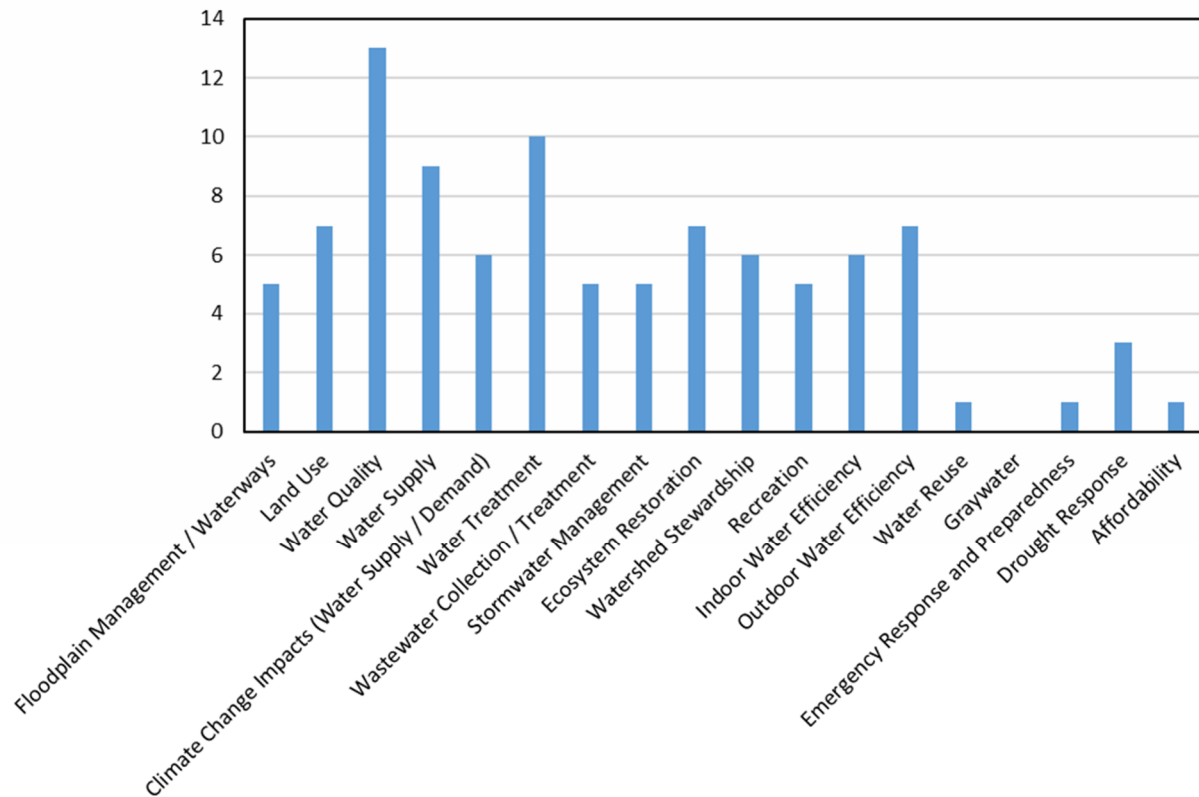


Figure 3 Document Analysis Results

As shown in Figure 3, the only topic that was defined before the inventory that was not found in any of the 26 documents reviews is graywater systems. It should be noted that the City may have other documents or policies regarding graywater that were not captured in this initial data review. Similarly, only one of the documents reviewed included information regarding affordability, emergency response and preparedness, and water reuse. It can also be observed that topics that are covered in 5 or more documents include water quality, water supply, water treatment, and water stewardship.

3.0 INTERVIEWS

To supplement the document review, interviews were conducted with senior City staff in a variety of departments to get a comprehensive understanding of the challenges and opportunities related to water management. This TM presents the key takeaways of a comprehensive interview process conducted with 14 City of Fort Collins staff. Interview participants are listed in Table 1.

Table 1 List of Interview Participants

Name	Title/Role	Interview Date
Kirk Longstein	Environmental Planning	July 9, 2024
Donnie Dustin	Water Rights and Supply Planning	July 11, 2024
Jeremy Woolf	Wastewater & Drinking Water Treatment operations, Technology Systems	July 15, 2024
Katy McLaren / Honoré Depew	Municipal Sustainability / Climate Resiliency/ Our Climate Future Plan	July 15, 2024
Ted Bender	Stormwater Master Planning	July 16, 2024
Mariel Miller / Alice Conovitz	Water Conservation / Water Efficiency Planning / Xeriscape Program	July 16, 2024
Julia Feder	Natural Areas Planning / Poudre River	July 18, 2024
Matt Fater	Capital Project Delivery & Utilities Systems Engineering	July 25, 2024
Mike Calhoon / Jill Wuertz	Parks Department	July 29, 2024
Andrew Gingerich	Water Distribution & Wastewater Collection System	July 30, 2024
Jill Oropeza	Sr. Director, Integrated Science & Planning	August 7, 2024

The 17 questions listed below were posed to each participant to gather insights into the current state of One Water planning, implementation, and challenges. Each interview consisted of three parts. During the first part, participants were asked a few introductory questions related to their role in the City's organization, to provide background and context for their answers. The next set of questions follow the five pillars of the WRF One Water self-assessment framework: Planning, Organizational Culture, Stakeholder Engagement, Informed Actions, and One Water Monitoring. The interviews were concluded with a few questions around the benefits and vision for One Water for the City of Fort Collins.

1. Please state your name and role in the organization
2. How long have you worked for the City of Fort Collins? How much of that time has that been in your current role?
3. Which elements of the water cycle do you and/or your team manage in your position?
4. How would you define One Water based on your current knowledge?
5. Looking at the three levels, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?
6. One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?
7. What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?
8. Looking at the three levels, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?
9. What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?

10. Looking at the three levels, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?
11. Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?
12. Looking at the three levels, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?
13. Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?
14. Looking at the three levels, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?
15. In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?
16. From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?
17. What does One Water success look like to you?

A summary of interview feedback is provided in Appendix B. To assess overall One Water progress, a spider plot was developed for each of the five pillars (Figure 4).

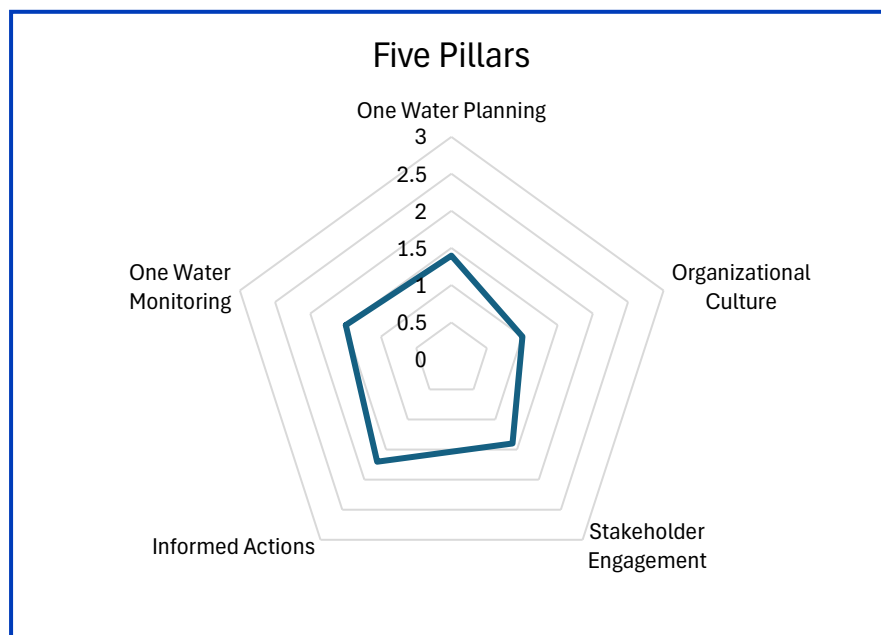


Figure 4 Spider Plot of One Water Progress for the Five Pillars

The following sections provide an analysis of each pillar, drawing on the interview responses and spider plot feedback.

3.1 Pillar 1: One Water Planning

The definition of this pillar was introduced, including the three progression levels as summarized in Section 1.1.

Question 5: Looking at the three levels, where do you think the City of Fort Collins is on the **progression of One Water Planning**? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?

- The City's One Water Planning progression falls between Levels 1 and 2. The level of integration varies across departments. While numerous plans exist, a cohesive One Water strategy is still undeveloped. The One Water process the City is currently undergoing is compiling information on existing departmental initiatives to inform a unified approach.

Question 6: One Water Plans inherently build upon existing data and documents. Where do you think the City's **main data gaps** are to develop a comprehensive One Water Plan?

- The interviewees identified several data gaps that need to be addressed to develop a comprehensive One Water Plan. The most frequently mentioned gap is the lack of integration and connection between existing data and plans across different City departments. The interviewees also highlighted the need for better data management systems and tools, including the possibility of implementing a new industry-standard system and improving asset management and GIS connections. Other data gaps mentioned include the need for more comprehensive data on water use and water loss, as well as the need for better demographic data and land cover mapping. A key challenge lies in the disconnect between land use planning, environmental planning, and water management. While these domains acknowledge each other's existence, there is currently no way to ensure they are consistently evaluated together. The interviewees also emphasized the importance of setting specific goals and defining metrics for success in order to effectively monitor progress and measure the impact of the One Water Plan.

Question 7: What **type of information** would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?

- The interviewees expressed a desire for the One Water Plan to serve as a comprehensive, guiding framework that facilitates collaboration, communication, and informed decision-making. The plan should clearly define the roles and responsibilities of different departments and stakeholders, promote transparency and community engagement, and provide guidance on identifying and implementing multi-benefit projects. Including, coordinating investments in water infrastructure and projects across departments to maximize impact and efficiency.
- The interviewees also emphasized the importance of data-driven decision-making, including the need for data tracking, reporting, and analysis. The plan should also address community education and outreach, ensuring that residents understand the value of water and the importance of sustainable water management practices. Additionally, the interviewees highlighted the need for the plan to address workforce development, regulatory constraints, regulatory options, and long-term water resource planning. The plan should also include specific strategies and actions to achieve the City's One Water goals and objectives, ensuring that the plan is not just a theoretical document but a practical roadmap for implementation.

3.2 Pillar 2: Organizational Culture

The definition of this pillar was introduced, including the three progression levels as summarized in 1.2.

Question 8: Looking at the three levels, where do you think the City of Fort Collins is on the **progression of a One Water Culture**? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?

- There was a strong consensus that the Organizational Culture is at a Level 1. There may be some leadership that is aligned, but with the current vacancy in the One Water Director position and without a plan to implement one water, it has been hard to get leadership commitment.

Question 9: What are, in your opinion, some of the **key characteristics** of an organization that embraces a One Water culture?

- The interviewees identified several key characteristics of an organization that embraces a One Water culture. The most frequently mentioned characteristic is collaboration and the breaking down of silos between departments. The interviewees also emphasized the importance of leadership commitment and a shared understanding of the One Water approach. Other key characteristics mentioned include clear communication, accountability, and an empowered and inspired workforce. The interviewees also highlighted the need for organizational alignment and the optimization of business processes and structures to support One Water implementation. Some interviewees also mentioned the importance of community engagement and education, as well as advocacy and lobbying efforts to promote One Water policies and regulations.

3.3 Pillar 3: Stakeholder Engagement

The definition of this pillar was introduced, including the three progression levels as summarized in 1.3.

Question 10: Looking at the three levels, where do you think the City of Fort Collins is on the **progression of Stakeholder Engagement**? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?

- Most interviewees assessed the City's One Water collaboration as primarily in the institutional collaboration phase, placing it at a Level 1. However, one interviewee suggested a Level 3, citing strong community involvement. It is worth noting that community engagement around One Water was not specifically mentioned by that interviewee. While there's a broad consensus on strong community engagement efforts, particularly through Utilities' customer connections, targeting these efforts towards One Water is an area for improvement.

Question 11: Which **stakeholders** do you think should be involved to some degree during the Fort Collins' One Water Plan development process?

The responses to this question are summarized in Table 2.

Table 2 List of Potential Stakeholders by Category

Category	Potential Stakeholders
Governmental Agencies	<ul style="list-style-type: none"> • Federal Agencies (e.g., FEMA, USFS), • State Agencies (e.g., Colorado Water Conservation Board (CWCB)), • Local Agencies (e.g., Northern Water, City of Fort Collins, Larimer County, City of Fort Collins City Council, City of Fort Collins Water Commission, City of Wellington, City of Greeley, City of Loveland, City of Fort Collins Natural Resources Advisory Board, City of Fort Collins Planning and Zoning Commission, City of Fort Collins Land Conservation and Stewardship Board)
City Departments	<ul style="list-style-type: none"> • Utilities (i.e., Operations Services), • Natural Areas, • Parks (i.e., Forestry), • Community Services, • Communications and Public Information Office, • Finance, • Social Sustainability, • Community Connections, • Equity and Inclusion Office, • Real Estate Services, • Environmental Services, • Recreation, • Transportation
Non-Governmental Organizations	<ul style="list-style-type: none"> ▪ Environmental Groups (e.g., Save the Poudre, Sierra Club, Coalition for the Poudre River Watershed), ▪ Charitable Organizations (e.g., Gates Foundation, Poudre Landmarks Foundation)
Educational Institutions	<ul style="list-style-type: none"> ▪ CSU, ▪ CSU - Colorado Water Center, ▪ Poudre School District, ▪ High Schools, ▪ Community Colleges
Local Businesses	<ul style="list-style-type: none"> ▪ Hewlett Packer (HP), ▪ Woodward Company, ▪ Fort Collins Area Chamber of Commerce, ▪ Design Firms, ▪ Breweries, ▪ Distilleries, ▪ Burying Section of Business Community, ▪ Local Construction Sector
Community Groups	<ul style="list-style-type: none"> ▪ HOAs, ▪ Ratepayers, ▪ Residents, ▪ Private Landowners, ▪ Climate Equity Community
Other	<ul style="list-style-type: none"> ▪ Developers, ▪ Agricultural community, ▪ One Water Leaders (e.g., Jared Heath, Richard Thorn), ▪ Katherine Marko (Environmental Regulations), ▪ Eric Potyondy (City's Water Resource Attorney), ▪ Irrigation Companies

Category	Potential Stakeholders
Water Districts	<ul style="list-style-type: none"> Collection Districts (e.g., Box Elder Sanitation Districts and South Fort Collins Sanitation District), Ditch Companies, Tri-Districts / Water Districts (e.g., East Larimer County (ELCO) Water District, Fort Collins-Loveland Water District, North Weld County Water District), NISP (Northern Integrated Supply Project)

3.4 Pillar 4: Informed Actions

The definition of this pillar was introduced, including the three progression levels as summarized in 1.4.

Question 12: Looking at the three levels, where do you think the City of Fort Collins is on the **progression of Informed Actions**? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?

- The City's Informed Actions are around the collaboration opportunities level, Level 2. The City has identified multi-benefit water projects, and is completing them, a more intentional and coordinated approach is necessary to fully realize the benefits of a One Water system.

Question 13: Which of the City's past, ongoing, or planned projects do you think would be the best **role model projects** to showcase the City's commitment to a One Water approach and mindset?

The responses to this question are summarized in Table 3.

Table 3 [List of One Water Project examples.](#)

Project Name	Status	Notes
Acquisition of Meadow Springs Ranch.	Past	
Active Modes Plan	Past	
Employee that has the following responsibilities: bridges information between Parks, Natural Areas, and Utilities, procurement of water, data tracking/reporting for the use of water.	Past	Employee is hired. 1/3 funding for the employee from the Parks general fund, 1/3 from Park planning from impact fees, and 1/3 funding from Natural Areas from the natural areas tax. The position lives in Utilities, but reports to a different department, they are not a Utilities employee.
Green corridor / Spring Creek Trail	Past	Taft Hill to College Avenue. Flood protection project.
Homestead Natural Area	Past	
Our Climate Future Plan	Past	
Parks and Recreation Master Plan	Past	Adopted in 2021
Red Fox Meadows	Past	
Rigden Reservoir	Past	
Water loss audit	Past	Annual Project. This may be referring to the 2023 Water Conservation Annual Report.
Water shortage action plan	Past	
Fort Collins 2024 Water Use Efficiency Plan	Ongoing	
Halligan Reservoir / Halligan Water Supply Project.	Ongoing	
Hickory Basin	Ongoing	
Lake Canal Project	Ongoing	
Oak Street Project	Ongoing	
Poudre Flows Project	Ongoing	

Project Name	Status	Notes
River Health Assessment Framework	Ongoing	
Stanton Creek Project	Ongoing	Construction Document Phase
Urban Forest Strategic Plan	Ongoing	
Water Supply Requirement update.	Ongoing	
Water Treatment Residual Project	Ongoing	Plan/Pilot is completed. Application is waiting for State approval.
Direct Potable Reuse (DPR)	Planned	Community buy-in and capital investment would demonstrate a level of commitment to One Water.
Dry Creek in the Mulberry corridor	Planned	Potential project identified in Stormwater Master Plan.
Meadow Springs Ranch Collaboration with City of Greeley	Planned	Collaboration with the City of Greeley on biosolids application.
Meadow Springs Ranch Conservation Easement.	Planned	
One Water Laboratory	Planned	
One Water Learning Center / The 1883 Water Works	Planned	The water utility owns the original treatment plant (1883 Water Works), potential site for future One Water Learning Center.
One Water Operator	Planned	
West Mine Flash Soldier Creek Project	Planned	Stormwater project focused on a tributary to the river.

3.5 Pillar 5: One Water Monitoring

The definition of this pillar was introduced, including the three progression levels as summarized in 1.5.

Question 14: Looking at the three levels, where do you think the City of Fort Collins is on **the progression of One Water Monitoring**? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?

- The City's One Water Monitoring progression falls between Levels 1 and 2. The level of integration varies across departments. While individual departments have established metrics, a unified One Water approach to benchmarking is absent. This lack of coordination hinders the establishment of clear, achievable performance goals.

Question 15: In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as **important One Water goals** for the City of Fort Collins?

- The interviewees identified a range of important One Water goals for the City of Fort Collins, with a focus on efficiency, resilience, collaboration. The interviewees emphasized the importance of improving collaboration and communication between departments, as well as promoting equity and accessibility in water management. Other goals mentioned include investing in green infrastructure and natural systems, addressing basin-scale water issues, aligning water planning with smart growth and development, and strengthening relationships with water rights holders. The interviewees also highlighted the need to establish performance indicators and metrics to track progress and measure success in achieving these goals. The goals should be specific to the health of the Poudre River, and reflect a long-term vision, ensuring that the City's water resources are managed sustainably for future generations.

4.0 DATA GAPS AND NEEDS

Observations of the combination of documents review and interviews.

- 1) Areas with significant good information already
- 2) Topics that are important for the One Water Plan
- 3) Areas of potential data gaps

Recommendations of what additional information should be gathered or developed in Phase 2.

4.1 Data and Document Review Findings

Outlined in Section 1.3.1, the interviewees identified several data gaps that need to be addressed to develop a comprehensive One Water Plan. The most frequently mentioned gap is the lack of integration and connection between existing data and plans across different City departments.

For the data and documents review, the prevalence of a water management element being covered is not inherently linked to the overall quality of coverage (i.e. drought response is only observed three times in the analysis, but the 2014 Water Supply and Demand Management Policy Revision Report, and the 2020 Water Shortage Action Plan thoroughly cover that topic). The prevalence is just one tool to analyze existing one water-related data and documentation.

4.1.1 Prevalent Water Management Elements

The most prevalent water management elements covered in the analyzed documents were:

- Water Quality
- Water Treatment
- Water Supply

Throughout the documents examined, there was a large emphasis on continuing to provide clean and safe water and waterways. The documents regularly addressed challenges with climate change and its impacts on water systems, actively planning for an uncertain future. Elements such as watershed stewardship, ecosystem restoration, water conservation and efficiency improvements, climate change impacts, and wastewater collection/treatment were present to a slightly lesser extent but still aptly detailed.

4.1.2 Gaps in Water Management Elements

Several water management elements from the matrix analysis were identified as areas where additional future projects could focus and expand:

- Graywater
- Water Reuse
- Affordability

Graywater was not cited in the analyzed documents, while water reuse and affordability were observed in just one document. Graywater, per CDPHE Regulation 86, can be beneficially used for subsurface irrigation and toilet flushing with stipulations, where approved by local authorities and where water rights constraints allow its use. To the degree the City has reuseable water rights, graywater and/or an expansion

of its limited water reuse program (whether non-potable or potable reuse) could serve as a valuable future tool for the City, encompassing numerous water management elements. Affordability, described in the 2023 Water Equity Network Opportunities Brief, is a crucial water management element for the community, and should continue to be included in future water planning efforts. Future efforts by the City might consider evaluating and addressing these less utilized water management elements.

In addition to the matrix analysis, the age of each document was examined to provide suggestions on plan updates. In many cases, planning studies should be updated every 5-10 years, ensuring up to date comprehension and analysis of the City's water management system and needs. The following documents appear to be of a vintage where updates would be beneficial:

- 2015 Water Treatment Facilities Master Plan
- 2016 Source Water Protection Plan
- 2016 State of the Poudre – A River Health Report Card
- 2018 Utilities Wastewater Treatment Master Plan Update

ATTACHMENT A REFERENCES LIST

- (AMEC, 2014) AMEC Environment and Infrastructure, *Fort Collins Water Supply and Demand Management Policy Revision Report*, Prepared for the City of Fort Collins, April 2014.
- (BG, 2022) Brendle Group, *Water Resource Matters in the Fort Collins Growth Management Areas: Study Report*, September 2022.
- (Carollo, 2018) Carollo, *Wastewater Treatment Master Plan Update*, Prepared for the City of Fort Collins, July 2018.
- (Carollo, 2021) Carollo, *SCADA Master Plan*, Prepared for the City of Fort Collins, March 2021.
- (CH2M, 2015) CH2M, *Water Treatment Facilities 2015 Master Plan*, Prepared for the City of Fort Collins, 2015.
- (CH2M, 2018) CH2M, *Water Quality & Pollution Control Labs Master Planning Study*, Prepared for the City of Fort Collins, February 2018.
- (CPR, 2024) Coalition for the Poudre River Watershed, *River Health Assessment Framework*, 2024.
- (CSU, 2020) Colorado State University, *Water Treatment Residual Amendment in Stormwater Systems for Phosphorus Reduction and Waste Removal*, Prepared for the City of Fort Collins, February 2020.
- (Ditesco, 2018) Ditesco, *Water Distribution and Wastewater Collection Master Plan*, Prepared for the City of Fort Collins, 2018.
- (FC, 2015) City of Fort Collins, *Water Efficiency Plan*, 2015.
- (FC, 2016a) City of Fort Collins, *Source Water Protection Plan*, 2016.
- (FC, 2016b) City of Fort Collins, *State of the Poudre – A River Health Report Card*, 2016.
- (FC, 2019) City of Fort Collins, *2019 Municipal Sustainability and Adaptation Plan*, 2019.
- (FC, 2020) City of Fort Collins, *Water Shortage Action Plan*, April 2020.
- (FC, 2021) City of Fort Collins, *Parks and Recreation Master Plan*, 2021.
- (FC, 2022a) City of Fort Collins, *Our Climate Future*, 2022.
- (FC, 2022b) City of Fort Collins, *Upper Cache la Poudre Watershed Collaborative Water Quality Monitoring Program*, 2022.
- (FC, 2023a) City of Fort Collins, *Halligan Water Supply Project–Fish and Wildlife Mitigation and Enhancement Plan*, June 2023.
- (FC, 2023b) City of Fort Collins, *Water Conservation Annual Report*, 2023.
- (FC, 2023c) City of Fort Collins, *Water Quality Report*, 2023.
- (FC, 2024) City of Fort Collins, *Fort Collins Area Ditch Companies and City Ownership Issues*, June 2024.
- (FC, 2024) City of Fort Collins, *Land Use Code*, May 2024.
- (HDR, 2023) HDR, *Water Quality Services Master Plan Vision Update and Site Feasibility Assessment*, Prepared for the City of Fort Collins, January 2023.
- (USACE, 2023) US Army Corps of Engineers, *Final Environmental Impact Statement – Halligan Water Supply Project*, October 2023.
- (USWA, 2023) US Water Alliance, *Water Equity Network Opportunities Brief*, Prepared for the City of Fort Collins, January 2023.
- (WRF, 2012) Water Research Foundation, *Joint Front Range Climate Change Vulnerability Study*, 2012.

ATTACHMENT B

INTERVIEW SUMMARIES

This appendix includes the 11 summaries of interviews that were conducted between July 9 and August 7, 2024. The interview summaries are organized alphabetically by last name as follows:

- Ted Bender (Stormwater Master Planning).
- Mike Calhoon and Jill Wuertz (Parks Department).
- Alice Conovitz and Mariel Miller (Water Conservation).
- Honoré Depew and Katy McLaren (Municipal Sustainability and Climate Resiliency).
- Donnie Dustin (Water Rights and Supply Planning).
- Matt Fater (Capital Project Delivery).
- Julia Feder (Natural Areas Planning).
- Andrew Gingerich (Water Distribution & Wastewater Collection System).
- Kirk Longstein (Department of Environmental Planning).
- Jill Oropeza (Integrated Science and Planning).
- Jeremy Woolf (Wastewater & Drinking Water Treatment Operations).

CITY OF FORT COLLINS

One Water Action Framework

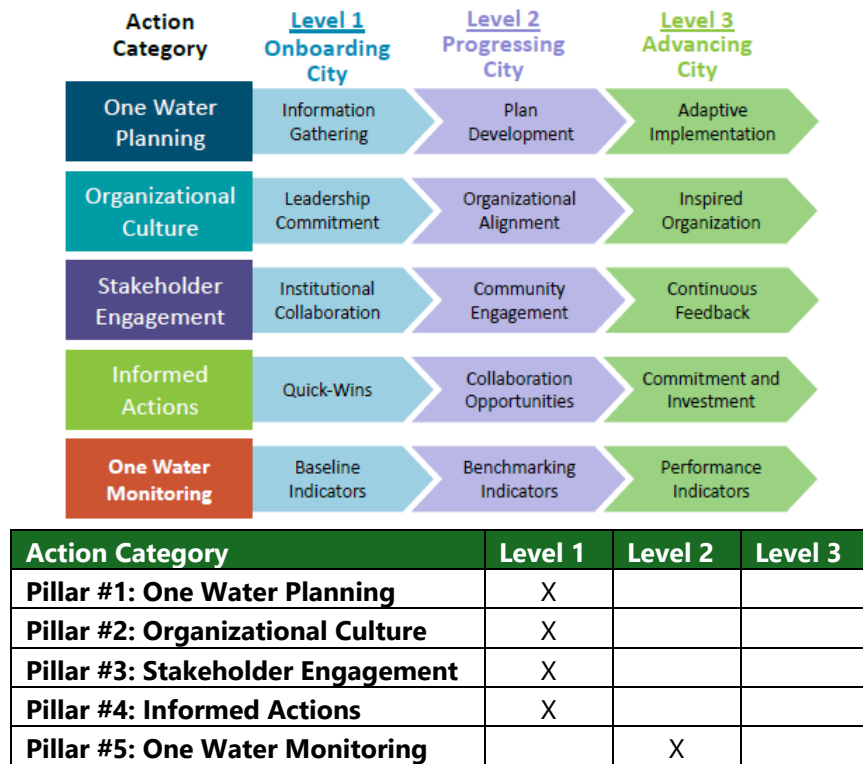
Project No.: 203085
Date: July 16, 2024 at 10:00 AM
Interview Candidate: Theodore Bender, Stormwater Engineering Team Manager (City's Utilities Department)
Other Attendees: Inge Wiersema, Meg Parker (Carollo Engineers, Inc., Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

Theodore Bender, manages the City's stormwater engineering team. His focus is stormwater and he's in charge of the stormwater master plan, floodplain management program, rainfall data, runoff data, hydraulic data. He's been with the City for five years, and in his current role for two years.

1. **Please state your name and role in the organization.**
 - Theodore Bender is the Stormwater Engineering Team Manager with the City Utilities Department.
2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**
 - Five years at the city, two years in current role.
3. **Which elements of the water cycle do you and/or your team manage in your position?**
 - Stormwater, including, stormwater master plan, floodplain management program, rainfall data, runoff data, hydraulic data.
4. **How would you define One Water based on your current knowledge?**
 - Holistic way to manage water to manage water as a collective resource for the entire community.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 Level 1. Trending towards Level 2. Hard to plan with no One Water director (at this time) but planned for the fall 2024.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - There are no data gaps in the data the stormwater group needs for the stormwater master planning program. They use LIDAR, rainfall data, land use, hydraulic and hydraulic models.
7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - Translate technical modeling and engineering process information into layman's language to explain technical data with actionable insights for residents, businesses, and other stakeholders.
8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?**
 - Level 1. The City Manager's office is firmly committed to a one water perspective, upper leadership is committed to the culture, but the mission and values are still trickling down through the organization. The City is transitioning into Level 2.
9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**
 - Cross collaboration.

- Removing silos.
10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**
- Level 1. Engagement does not have any specific messaging around One Water. However, Utilities has a dedicated group called customer connections. Stormwater group hold meetings and puts out signage. Floodplain management program participates in community rating system.
11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**
- Everybody (that is impacted by stormwater infrastructure)
 - City Departments
 - Regulatory Agencies:
 - FEMA (Flood Management Class 2)
 - State of Colorado
 - CWCB
 - Customer connections / private organizations
 - Hewlett Packer (HP)
 - Woodward Company. Modified the floodplain (with a letter of map revision).
 - CSU
 - HOAs/Residents
 - Developers (not for stormwater, but for development review perspective)
12. **Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?**
- Level 1. Not yet at the quick wins level, we're not looking at current projects with a One Water focus.
13. **Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?**
- Oak Street Project. Ongoing, starts July 2024. Part of the Downtown Stormwater improvement Program. There's significant flooding, not a defined channel. The collaboration includes a large stormwater outfall and upgrading another water line.
 - One Water Learning Center. Completed in 2019. Owned by CSU. City owns water right through Poudre River. \$5M to rehab a section of the river and install a diversion structure. Partnerships with utilities (stormwater), Natural Areas, CSU.
 - River Health Assessment Framework. Completed. Partnership between Coalition for the Poudre River, Utilities, Natural Areas. Look at how the Poudre River impacts the public, how we can manage the health of the river, and what the indicators are.
 - Poudre Flows Project. Ongoing (early in the planning phase). Area along Poudre, west of College Avenue. Implementing stormwater capital project on new development north of the river. Plans to improve Lee Martinez Park for recreational benefits while simultaneously moving flood waters.

Collaboration between Natural Areas (they own land to the north of the river), City Manager's office, Utilities (capital project group), and Parks.

14. **Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?**
 - Level 2. Firmly in benchmark indicating level even if we're not specifically measuring one water goals and not gathering information for performance indicators.
 - We know the number of structures that are threatened, number of roads that are overtopped, we have water quality capture volumes, we know the volume of ponds we currently have, how many detention ponds we manage.
 - We're starting to look at socio-economic indicators with stormwater master planning to help us make decision with spending stormwater dollars.
15. **In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?**
 - No ideas at this time regarding One Water project specific goals.
16. **From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?**
 - Cross departmental collaboration with plan development. A huge efficiency is lost in planning and messaging the projects when planning isn't coordinated.
 - A look into the future.
 - Rainfall data is from 1999 but in the next 5-10 years do we need to revisit the data? Instead of taking a snapshot of where we are, we'll know where we will be and can plan for 5-10 years out.
17. **What does One Water success look like to you?**
 - Aligning with one water principals that have already been acknowledged in previous plans, even if they weren't called One Water.
 - A strong commitment from leadership teams (e.g., utilities, other departments and city manager's office).
 - Messaging. Needs to be messaged throughout the rest of the organization.
 - Actions (ongoing): Identifying areas where we can grow into One Water methodology.
 - Properly identifying indicators and metrics.
 - Clarity on the term "One Water" as it can be confusing.

CITY OF FORT COLLINS

One Water Action Framework

Project No.: 203085
Date: July 29, 2024 at 9:00 AM
Interview Candidate: Mike Calhoon, Director (City's Parks Department)
 Jill Wuertz, Senior Manager (City's Parks Department)
Other Attendees: Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

Mike Calhoon has worked for the City of Fort Collins Parks Department for 35 years, serving as its Director for the past nine years. Overseeing five divisions encompassing parks, maintenance, operations, cemeteries, golf, forestry and planning, Mike is also an active member of several raw water irrigation company boards.

Jill Wuertz, a landscape architect, leads the Park Planning and Development team as the senior manager. With over 10 years of experience working at the City of Fort Collins, including a previous role in parks infrastructure replacement, Jill develops plans for new trails and parks, as well as renovation of existing park systems. Prior to her work at Fort Collins, she worked on the City and County of Denver's water conservation program for 9 years.

1. Please state your name and role in the organization

- Mike Calhoon is the Director of the City Parks Department.
- Jill Wuertz is a Senior Manager with the City Parks Department.

2. How long have you worked for the City of Fort Collins? How much of that time has been in your current role?

- Mike has worked with the City for 35 years, nine years in this role.
- Jill has worked with the City for ten years, all years in this role.

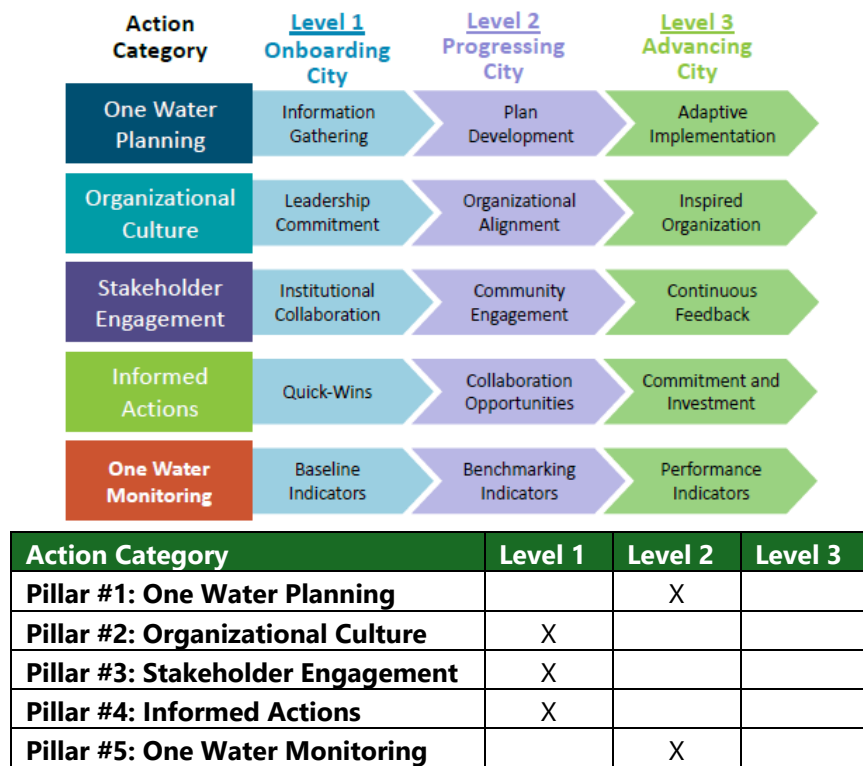
3. Which elements of the water cycle do you and/or your team manage in your position?

- Potable and raw water systems, with approximately 80% of Parks' property irrigation relying on raw water.
- Parks maintain streetscapes along major roadways, which primarily use potable water.
- Parks' development work encompasses stormwater, potable water, sanitary sewer, and floodplain considerations.
- Parks operations integrate natural systems into park design, emphasizing floodplains and LID.

4. How would you define One Water based on your current knowledge?

- Integrated approach with water focus.
- Aligning all the ways we interact with water throughout what we do. Aligning wastewater, stormwater, potable water, ditch company water, so we get the best use of the water.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 - Level 2. Current conversation is informing. City has a Municipal Sustainability and Adaption Plan. Several planning efforts have been happening for a while, even though they may not be called One Water.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - Every department has their own Plan(s). Jill Wuertz noted that she looks forward to high level strategic plans, linking plans, crossing goals and objectives. Overarching goal setting.
7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - Knowing where all the various Plans overlap.
 - Data tracking an/or reporting the use of water.
 - Real estate coordination between departments. For example, we have only had a meeting with the Natural Areas Department one or two times a year. More coordination is needed to better understand where everyone is buying land and/or land needs are.
 - Define the staffing level to get us to where we need to get to (benchmarking with other utilities).

8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?**
- Level 1. People don't understand what One Water is yet. It's a new term, so we're at level 1 (leadership commitment) when applying the term One Water only.
 - However, we're an inspired organization (Level 3) if you take away the term One Water. We have the spirit of One Water all the way down to operations staff in the field, they understand the value of water.
 - The raw water world is nervous when they hear One Water because they think their water rights may be infringed on. There is an elaborate ditch system that conveys raw water and not all raw water is served by Fort Collins Utilities (some raw water is served by ELCO and Loveland Water District). There are also 5-7 providers of potable water in Fort Collins.
9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**
- Integration with all our water systems (raw water, potable water, wastewater, stormwater, river water, etc.).
 - Budgeting for outcomes, setting strategic objectives for the different water systems.
 - Transparency. People can grasp the why behind what you're doing.
 - Leadership commitment.
 - Accountability. When we say we're going to be a one water city, we mean it.
10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**
- Level 1. We have collaboration and cooperation.
 - Coordination with the Poudre School District (PSD) and private companies that are shareholders in the raw water companies is important.
11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**
- Water touches everyone that lives here, who wouldn't you involve? Stakeholder engagement should extend beyond political and institutional boundaries. One Water engagement needs to reflect watershed boundaries.
 - Poudre School District because 1) PSD owns a lot of property, and 2) they're the educators for our customers, citizens, and the next generation.
 - Governmental agencies
 - Private sector/companies
 - Brewing companies in our business community (water intensive business)
 - CSU
 - Agriculture. We should be thinking in watersheds instead of other boundaries.
 - Tracy Ochsner from Operations Services
 - Eric Potyondy, the City's water resources attorney.

12. **Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?**
 - Level 1. All three levels are recognized, however Level 1 is denoted because quick wins are easily identified and it is hard to get long term financial commitment.
13. **Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?**
 - Halligan Reservoir.
 - Rigden Reservoir
 - Stanton Creek project. *Ongoing* (construction document phase). This project is part of the Stream Rehabilitation Program (complete several reaches annually). They worked on Fossil Creek along Fossil Creek Park. The level of engagement opportunities for park projects depends on where they're located.
 - Oak Street Stormwater Project. *Starting construction*. This stormwater project has multiple community benefits (flood risk mitigation, better transportation because roadway isn't conveying all water, aesthetics of streetscapes, LID in streetscapes).
 - LID is implemented into larger Park projects.
 - Parks and Recreation Master Plan. *Adopted in 2021*. This Document guides the future of the Parks and Recreation departments.
 - Hired an employee with 1/3 funding from the Parks general Fund, 1/3 from Park planning from impact fees, and 1/3 funding from Natural Areas from the natural areas tax. The person in this position is located in utilities but is not a utility employee and reports to a different department. Resources were combined to fill this need/gap. The current position bridges information between Parks, Natural Areas, and Utilities.
14. **Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?**
 - Level 2. This is a topic that is interesting to Mike because when we are setting broad goals (i.e., we have to reduce our gpcd), but we're not talking about the appropriate use of the resource, just talking about lowering gallons of water used per day. We need to judge by other metrics (i.e., are the trees staying alive? Is the turf holding up to the use its getting? Are we protecting the living infrastructure that we need to provide for the benefit to the community?)
 - We need to be careful with how we set goals so we can meet them (attainable and predictable). We're not just water users, we're trying to achieve other goals. We're not zoomed out enough to reflect the overall goals.
15. **In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?**
 - Resilient landscapes
 - Resilient infrastructure
 - Questions that may require monitoring to be answered are:

- Is our infrastructure hyper zoned?
- Can we respond to a drought and protect our long lives plant material?
- Are we converting landscapes where appropriate to lower water usage?
- Are we planting native plant material?
- How are we preparing for the future, considering growth, climate resilience, and emergency preparedness?
- Do we have the resources to achieve our goals? We haven't had the resources up to this point, but we're in a different place with our new 2050 tax.

16. From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?

- Alignment of resources
- Having a Plan that has the buy in of our City Council and executive staff
- A Roadmap that can be used to align our resources to achieve it
- A Plan focused on the big picture for water. The City is very focused on reducing greenhouse gas emissions and water has very low greenhouse gas emissions. As a result, water has kind of been pushed to the sideline a little bit to focus on energy reduction, transportation, energy reduction and/or energy efficiency. We need to zoom out when determining metrics for water management.

17. What does One Water success look like to you?

- Built projects. If we're implementing and executing on the ground, that means we have alignment with the different groups – because we passed that phase already.

CITY OF FORT COLLINS

One Water Action Framework

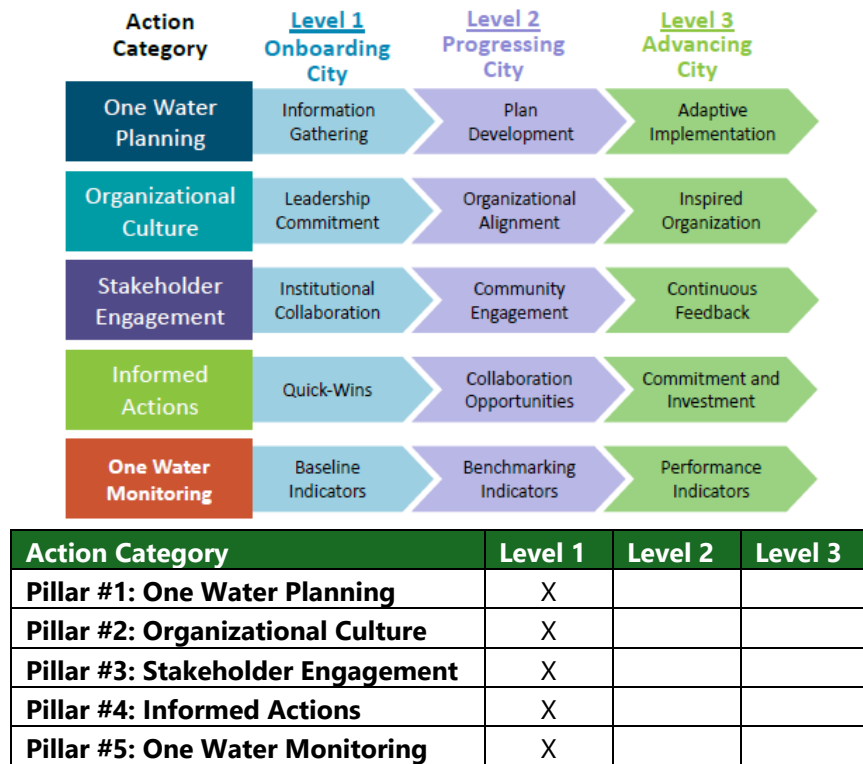
Project No.: 203085
Date: July 16, 2024 at 1:00 PM
Interview Candidate: Mariel Miller, Water Conservation Manager (City's Utilities Department)
Other Attendees: Alice Conovitz, Water Conservation Specialist (City's Utilities Department)
Subject: Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

Mariel Miller is the water conservation manager. She has worked in water conservation for the City for seven years and as a manager in her current role for 2.5 years. Mariel oversees six full time staff, including Alice Conovitz, a water conservation specialist who is leading the [Water Efficiency Plan](#) update with objectives around having a One Water perspective. Alice has been with the City for five years and in her current role for three years. The water conservation team manages end water uses and is solely focused on potable water demand management.

1. **Please state your name and role in the organization**
 - Mariel Miller is a Water Conservation Manager with the City Utilities Department.
 - Alice Conovitz is a Water Conservation Specialist with the City Utilities Department.
2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**
 - Mariel Miller has worked seven years at the City and 2.5 years in the current role.
 - Alice Conovitz has worked five years at the City and three years in the current role.
3. **Which elements of the water cycle do you and/or your team manage in your position?**
 - End water uses, mainly potable water.
4. **How would you define One Water based on your current knowledge?**
 - Collaborative approach to manage the entire full water cycle as a connected system.
 - Ensuring clean and affordable water for all, particularly underserved communities.
 - Coordinating and leveraging opportunities with all water stakeholders.
 - Understanding the value of water, specifically through an equity lens.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 - Level 1.5. This department is between level 1 and level 2. In updating the Water Efficiency Plan, some need more guidance on the One Water framework.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - The City doesn't have data on water use on City-owned property.
 - Lacking data or feel confident with the data for the water loss audit.
 - Demographic related data gaps because the Utilities' service area boundary does not coincide with the City boundary.
 - Data gaps related to water use metering of certain housing types. specifically rental and multi-family units.
 - Misalignment with census population data boundaries (transient (student) population and group housing).
 - Data gaps related to supply and demand forecasting. Need to know the supply forecast and understand the inputs.
 - Need for land cover mapping (impervious and non-impervious areas, and vegetation types).
7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - How Fort Collins defines One Water.

- Guiding document/framework to streamline planning efforts, specifically between land use and water planning.
 - Water Use Efficiency Strategies on how to conserve water (call out existing and new strategies that have benefits to operations and to conservation benefits).
 - Asset management program that prioritizes reducing water loss.
 - Better connecting those dots and identifying win wins.
8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?**
- Level 1.
9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**
- Collaboration. Identifying opportunities to leverage each other's work to create more co-benefits opportunities.
 - Plan alignment.
10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**
- Level 1. Community engagement is happening but these efforts are isolated to a particular part of the water cycle (e.g. water conservation). Community engagement has not started yet around One Water
11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**
- Businesses
 - Nonprofits
 - Poudre river specific groups
 - CSU
 - Colorado water center
 - HOAs
 - Other big water users
 - Underserved community groups
 - Climate Equity Committee (CEC) is a new group that has been around less than a year.
 - Made up of community members
 - City's equity and inclusion office
 - Water Conservation's stakeholder list that they developed for the Water Efficiency Plan (could share the list)
12. **Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?**

- Level 1.5. Somewhere between level 1 and level 2.
13. **Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?**
- Water Efficiency Plan. Ongoing. First plan that has brought in one water. Team is made up of interdisciplinary folks.
 - [Water Supply Requirement update](#). Ongoing. Pairing the water supply increase with assigning allotments. Assigning allotments to approximately 3,000 commercial users that don't have a prior allotment (1/3 of users because they were developed before 1984). Water resources needed to evaluate water supply requirements, methodology for cost per acre foot. Collaboration between water resources, planning (development), utilities finance, and water conservation.
 - 2023 Water Conservation Annual Report. Water loss audit. Completed (annually).
 - Water shortage action plan. Completed. Collaboration when there's a declared water shortage.
 - Rates. Sometimes inclusive depending on what is being funded. Ongoing.
14. **Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?**
- Level 1. Noted that the level is dependent on the type of metric.
 - The City is measuring and tracking performance on a programmatic level and on a more macro GPCD level (evaluating quarterly and breakdown between commercial and residential).
 - The only City Council approved goal is a single comprehensive of total water use (GPCD) for the entire service area only.
 - Performance indicators could refine water use metrics for commercial and residential use separately.
15. **In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?**
- Water efficiency goals
 - Collaborative goals between departments, e.g. water resources and water conservation
 - Frequency and severity of water shortage
 - Goals around water equity, such as minimizing shutoffs and ability to provide a certain amount of water for everyone (for life needs)
16. **From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?**
- Improve collaboration.
 - Improve understanding of One Water.
 - Something utilized with new projects and plans (guidance document).
17. **What does One Water success look like to you?**
- Having insight into other groups/department goals and work.
 - Develop knowledge and understanding across water utility.
 - No silos.

- Better structures and processes to make decisions around balancing human water needed, environmental justice and ecological health.
- Community understands the value of water.

CITY OF FORT COLLINS

One Water Action Framework

Project No.: 203085
Date: July 15, 2024 at 1:00 PM
Interview Candidate: Katy McLaren, Lead Climate Specialist City's Utilities Department)
Honoré Depew, Senior Manager with Environmental Sustainability (City's Utilities Department)
Other Attendees: Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

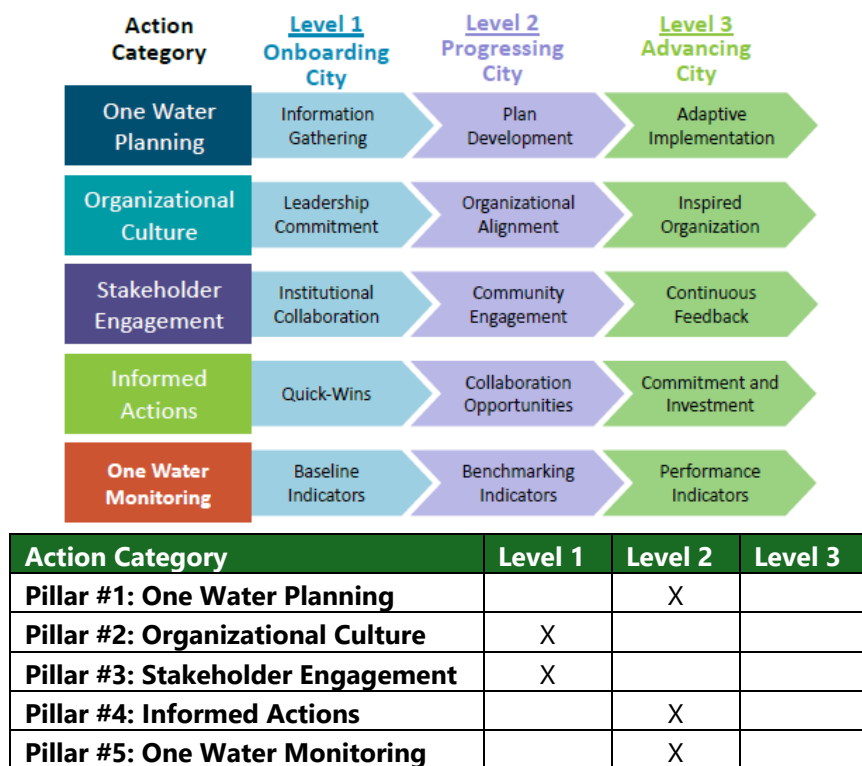
Katy McLaren has served the City for 18 years, with the last 6 years in her current role as Lead Climate Specialist. In this role, she acts as a bridge to promote sustainability within the City.

Honoré Depe, a Senior Manager with Environmental Sustainability, has been with the City for 9 years, holding his current role for the past 3 years. He brings a strategic perspective, focusing on achieving greater sustainability for the entire community. However, he is encountering challenges in integrating water management into the City's Out Climate Future Plan/Framework.

It's worth noting that both Katy and Honoré's positions are financed in part by Utilities. Neither position manages water services or resources. They interface with water through climate work, including climate impacts on source water to effluent (the whole cycle). Katy participates in strategic planning and represents the role of water if it's not there, as well as promotes efficiency and water conservation work, and disaster preparedness and mitigation at the strategic level.

1. **Please state your name and role in the organization.**
 - Katy McLaren is the Lead Climate Specialist with the City Utilities Department.
 - Honoré Depew is the Senior Manager with Environmental Sustainability with the City Utilities Department.
2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**
 - Katy McLaren has worked at the City for 18 years, 6 years in the current role.
 - Honoré Depew has worked at the City for 9 years, 3 years in the current role.
3. **Which elements of the water cycle do you and/or your team manage in your position?**
 - Both Katy and Honoré's positions are financed in part by Utilities. Neither position manages water services or resources. They interface with water through climate work, including climate impacts on source water to effluent (the whole cycle).
4. **How would you define One Water based on your current knowledge?**
 - How water is used, where it goes after use, and the holistic integrated approach. One Water is about the relationship between water use and other environmental factors.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 - Level 2. Not in the heart of plan development. There are still groups that need to be brought onboard.
 - The equity part has been underemphasized.
 - People don't know what One Water means in practice and they don't know who oversees leading the efforts. The City is moving towards a unified vision.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - Limited data collection capabilities:
 - The City currently lacks comprehensive data on water use within the community and its own operations to make decisions.
 - Examples include inadequate metering infrastructure to measure water loss, insufficient data management systems, and resource constraints. This hinders effective planning and implementation of new water management strategies.
 - Practices across departments are not shared.

7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - Get to a place where role and responsibility can be suspended so we can collaborate.
 - Remove the silos and territorialism between departments and between water districts.
 - Define roles and responsibilities.
 - More collaboration to plan water holistically -> Possibility thinking. Not focusing on what we can't do as an organization. Think beyond boundaries.
 - Be careful and mindful that the approach is not Utilities driven (as Utilities only serves a portion of the community).
 - We're driven from the benefit to rate payers. There is language in the charter that dictates how the enterprise fund can be used.
8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?**
 - Level 1. There is some leadership commitment and inspired people, but it's not deep. No full-time director (at this moment).
9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**
 - Leader that's deeply committed, full on champion. Willing to work with everyone that's involved speaks to it. Speaks about it often, always keeping an eye on it
 - Silo busting. All the teams that are fully integrated across organization. Thinking for the greater good before thinking of your department.
 - Action, money follows, fully resourced.
10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**
 - Level 1. Haven't seen outreach of One Water outside of the organization.
 - A lot of turnover. If we must go forward, let's go together. The water people are the most passionate, so she thinks we will be able to move forward when everyone gets on the same page.
11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**
 - Utilities
 - Private landowners
 - Residents
 - Federal government
 - Water Users
 - Big Water users in the city (people that run buildings)
 - Parks and Recreation
 - Natural Areas
 - Forestry

- Businesses / industrial process users – breweries, distilleries (businesses that rely on high quality water), HP, Avago and Broadcom
- CSU (they have their own water rights)
- Ops services
- Underrepresented groups
 - Equity and inclusion office
 - Communications and public information office (CPIO)
 - Plan ambassadors aka climate future community consultants aka “Our Climate future framework” network
 - Stick with the best practices that they’ve developed as an organization for reciprocal relationships in engagement efforts with the Development of Climate Framework Future. Focus on moving up that ladder of participation towards transferring power and decision making. Great opportunity to re-engage Network.
 - Loose network of people that are engaged (quarterly meetings)
 - Consider compensating participation in engagement
- Other water districts
 - City of Fort Collins only services a portion of the city. There is a great relationship between ELCO Water District (East Larimer County Water District) and the Fort Collins Loveland Water District.

12. Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?

- Level 2. Integrated approach has been used for decades, but it’s not intentional.

13. Which of the City’s past, ongoing, or planned projects do you think would be the best role model projects to showcase the City’s commitment to a One Water approach and mindset?

- Homestead Natural Area. Completed. Restoration of an old golf course. The 31-acre property was conveyed to the City by Woodward Company as part of the development agreement. Collaboration extends to Natural Areas and Parks because of the trail.
- Oak Street Project. Ongoing, starts in July 2024. Part of the Downtown Stormwater Improvement Program.
- Active Modes Plan. Completed. Combine pedestrian, bike and trails plans. Articulated long term goals and outcomes.
- Urban Forestry Strategic Plan. Ongoing. Parks Department and forestry division.
- Our Climate Future Plan. Completed in 2021. When Our Climate Future (OCF) Plan was adopted, we committed to check in every two years and update the community through a more inclusive approach with OCF. OCF progress is documented through Big Moves and Next Moves.
 - Big Moves describes transformational outcomes which connect specific goals.
 - Next Moves are the specific strategies and tactics that lead to outcomes of the Big Moves.
- Fort Collins 2024 Water Use Efficiency Plan. Ongoing. Utilities.
- Water Efficiency Plan Update
- Water quality monitoring project. Led by Jared Heath with the OWL group.

14. **Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?**
- Level 2. The level depends on the topic. Utilities may be further behind in the equity space but have baseline indicators.
15. **In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?**
- Integration. Integrated across the organization and community.
 - Integrated across planning efforts.
 - Another plan is not necessarily a great idea, where are the touchpoints with existing plans?
 - Equitable and accessible.
 - Emphasizing climate impacts (not just mitigation, but also adaptation. Centers resilience and adaptation for the purpose of how and why we manage we water and as a key driver for all the choices we make.
 - Long-term perspective, looking out 5-10-30 years.
16. **From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?**
- Strengthening an overall sense of commitment to managing water responsibly, equitably and with habitat and environment in mind.
 - By integrating and reducing silos better communication can be achieved.
 - To help staff and community partners understand how best to incorporate potential impacts and integrate thinking about water into the project.
 - Thinking about water needs beyond human needs, but also ecosystems.
17. **What does One Water success look like to you?**
- Having a model that can demonstrate long range thinking in an unpredictable future. So, our community (plants, animals and people) can have the best chance of thriving and surviving.

CITY OF FORT COLLINS

One Water Action Framework

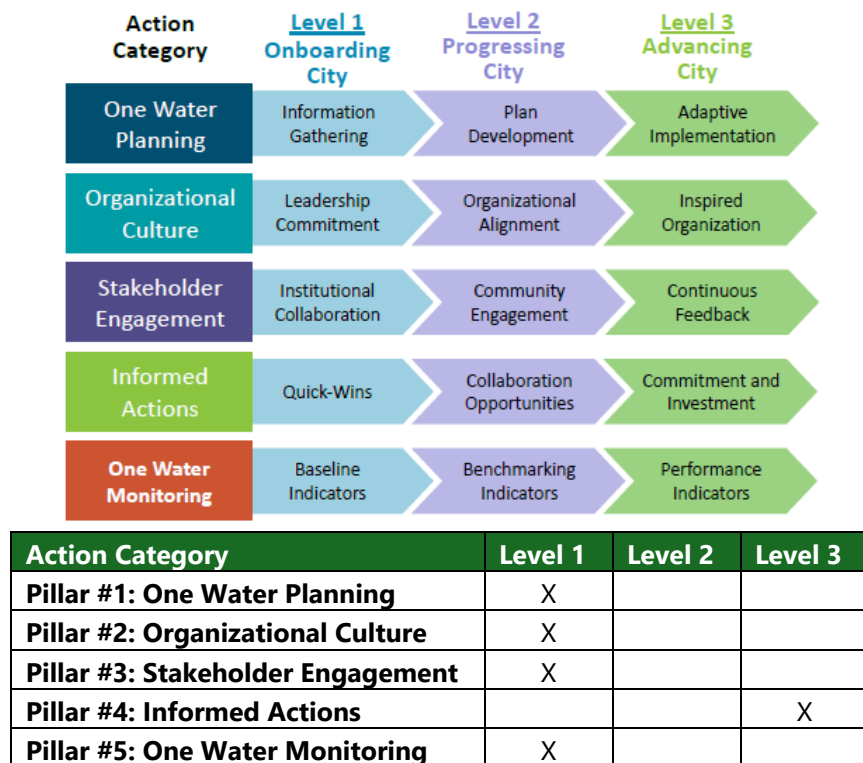
Project No.: 203085
Date: July 11, 2024 at 9:00 AM
Interview Candidate: Donnie Dustin, Water Resources Engineer II (City's Utilities Department)
Other Attendees: Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

Donnie Dustin is a Water Resources Engineer II. He has been with the City for 26 years, 10 years as a Water Resources Manager and 16 years as a Water Resources Engineer. His main role is securing sufficient water supply to the treatment plants. Most of his work deals with water supply for treated water (i.e., water rights, water law (water court proceedings for the River Commissioner), planning (what do we charge new developments for water), managing reservoir storage (accounting of Horsetooth). The City owns most of the shares of ditches that run through the City, and 20 percent of Donnie's time is spent working with ditch companies (City owns most of the shared of ditches that run through town and there is a desire to put trails next to ditches).

1. **Please state your name and role in the organization**
 - Donnie Dustin is a Water Resources Engineer II with the City Utilities Department.
2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**
 - 26 years at the City, 16 years in this role. 10 years as a Water Resources Manager.
3. **Which elements of the water cycle do you and/or your team manage in your position?**
 - Raw water supply including reservoir storage and water rights.
4. **How would you define One Water based on your current knowledge?**
 - Water touches everything, because of that, there needs to be communication among departments.
 - Tools such as the Water Resources Vulnerability Study should be shared among departments.
 - Climate Change impacts

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 - Level 1. Due to recent staffing changes (loss of One Water Director and Executive Director) there may need to be additional info gathering.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - Lack of understanding on what information has been gathered outside of the Water Resources department.
 - Not aware of any specific data gaps. However, the City needs to connect the dots between the departments and improve create a protocol on how to do so.
7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - Better connections with Water Treatment Plant and how they blend supplies and how that impacts water quality.
 - Better connections with Watershed Group. For example, Information on how fire impacts supply and potential gaps in Water Resources' modeling.
 - Water Conservation department and Water Supply department need to have a connection. They are intertwined however they live in different Customer Connections groups, which creates a barrier for information sharing.
8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment),**

Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?

- Level 1. There is no executive One Water Director at this time.

9. What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?

- Communication and accepting feedback are critical at developing a good culture.
- Connection between departments.
- Leadership needs to understand the connection between multiple departments and understand how actions impact each program.

10. Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?

- Level 1. Externally the City does a good job with engagement. Internally, better coordination and cross collaboration is needed. People don't know to make connections between departments.
 - Engineering put in medians that require irrigation without understanding that they have to pay for the water.

11. Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?

- One Water Leaders (e.g., Jared Heath, Richard Thorn)
- City Departments (e.g., Parks, Natural Areas, Community Services, Planning (growth, land use codes), Utilities)
- Environmental organizations (e.g., Save the Poudre) even if they are at odds with the City.
- Other water districts that supply water to other parts of Fort Collins
 - Council members want regionalization
- Ditch companies even if they are at odds with the City.
- Chamber of Commerce. They support development and business interests.
- Developers
- Customers

12. Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?

- Level 3. All three levels are happening at the same time around different topics. City has long history of being in long term commitment phase (e.g., Maximo, a developed CIP, Halligan Water Supply Project).

13. Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?

- Halligan Water Supply Project. Ongoing. Permitting began 18 years ago. Project will have multiple benefits including providing environmental flows.

14. **Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?**
- Level 1. Specific goals for being a One Water City have not been developed. The division struggles with developing indicators. However, Utilities is familiar with the Clear Point Strategies (dashboard open to the public).
 - The City's doesn't have many performance indicators.
15. **In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?**
- Establish a One Water culture. Measure how many times does leadership communicate with everyone.
 - What are the connections that are being made that maybe weren't there before?
 - Is there a plan to make cross-departmental connections?
 - How often do you check in on whether those connections are working, does the process need to change?
 - Is the water supply resilient?
 - Is everyone up to speed on what their role is (e.g., understanding the complex water supply model)?
16. **From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?**
- Divisions/Departments working better together.
 - Framework provides a more connected utility that there is a feeling of a single purpose, not individually siloed purposes.
 - A more streamlined process on how and when to connect with other departments, resulting in efficiencies for labor and cost.
 - Acquiring the Halligan Projects for long-term resilience.
 - Getting the water resources department up to speed on complex water supply model.
17. **What does One Water success look like to you?**
- Success is tied to collaboration and better alignment in the organization.
 - Working together when departments are working in the same area to save on mobilization costs.
 - Better coordination with the water treatment plant to maximize water sources, especially in drought.
 - Finding efficiencies through streamlined process and organization.

CITY OF FORT COLLINS

One Water Action Framework

Project No.: 203085
Date: July 25, 2024 at 2:00 PM
Attendees: Matt Fater, Director of Engineering (City's Utilities Department)
Other Attendees: Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

Matt Fater is the Director of Engineering, specifically for capital projects. He manages a team of project managers that do design and construction projects for all three water utilities. Matt's been with the City for 29 years. He started his career in the stormwater utility. He's been in his current role for five years.

1. **Please state your name and role in the organization**

- Matt Fater is the Director of Engineering with the City Utilities Department.

2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**

- 29 years at the City and five years in this role.

3. **Which elements of the water cycle do you and/or your team manage in your position?**

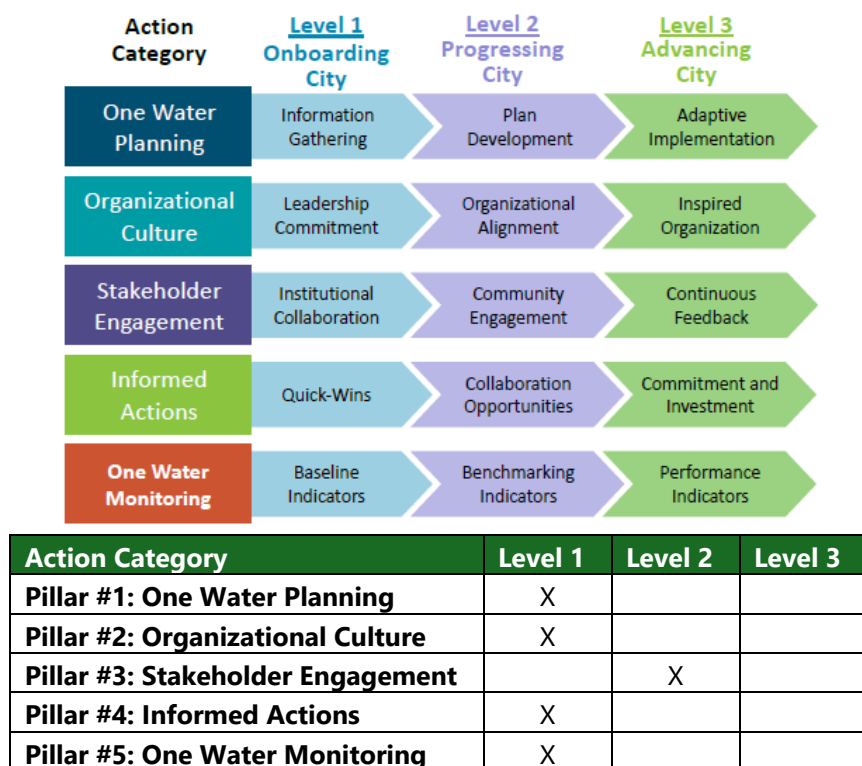
Touch the whole water cycle except for watersheds, and the City has no groundwater supplies. Including:

- Source water (raw water lines to the treatment plant)
- Distribution and collection work
- Work at the water reclamation facility
- Stream restoration projects with stormwater
- Large storm sewer project happening downtown with detention ponds
- Reservoirs (the Utilities Department is supporting a gate replacement project on the Halligan Reservoir because Halligan is managed outside of capital group. Darren Parkin is the Halligan Water Supply Project Manager).

4. **How would you define One Water based on your current knowledge?**

- Managing water as a resource.
- Look for ways to meet basic needs and collaborate on shared values within the City and environment.
- Adopt a holistic view of water management beyond simply delivering water to the tap.
- Treat/value stormwater as a natural resource.
- Implement water management practices through the One Water approach (e.g., spending money on vegetation, trails and amenities).
- Focus on the value of water for both human and ecosystem needs.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 - Level 1 because we still have a lot of work in the planning area, especially if we're talking about water potential scope around community and ecosystem needs. Data still needs to be gathered (e.g., asset management).
 - Overall (beyond One Water), the City is somewhere between level 1 and level 2. We've completed various Water Plans (e.g., water reclamation facility, distribution systems, stormwater). Some plans are outdated and the connection between all plans is missing.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - Asset management (e.g., assessing condition and estimating useful life, risk of failure).
 - Definition of success in the ecosystem enhancement area
 - Setting specific goals to know what One Water success looks like.
7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**

- Crossover with three different Utilities (water, wastewater, and stormwater) and Natural Areas Departments.
 - Some guidance on how we identify opportunities and risks associated with multi-benefit projects. Guide the planning efforts.
 - Some communication and outreach around where Fort Collins is headed and what One Water means for the community (e.g., how is this approach different from what we are currently doing).
 - Clarifying terminology.
 - Defining responsibilities and how a One Water approach will be implemented.
 - Community input on the definition of One Water.
 - Community input on One Water goals and priorities.
8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?**
- Level 1, but overall moving between level 1 and level 2. Not consistent because we're going through a leadership transition right now.
 - Level 3 (inspired organization) is also present in some areas, but there is a gap between Level 1 and Level 3.
9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**
- Empowered workforce.
 - Trust.
 - Willingness to partner with other city departments.
10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**
- Level 2.5. Level 2 transitioning to level 3. While current efforts, including surveys and outreach, have yielded positive results, there's potential to enhance our feedback information collection process.
11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**
- Irrigation companies
 - Natural Areas Department
 - Parks Department
 - Northern Water
 - Potentially the surrounding water districts
 - Potentially other collection districts (e.g., Box Elder Sanitation Districts and South Fort Collins Sanitation District)
 - Environmental Groups (e.g., Sierra Club, Save the Poudre)
 - Developer side needs to be included if the environmental groups are included

12. **Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?**
- Level 1. Overall, there is some level 1, some level 2 because the progression for this pillar is not all sequential.
 - We've identified some quick wins but are unsure how to fund or prioritize quick wins against more basic operational needs. We've identified some collaboration opportunities but haven't identified all of them.
13. **Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?**
- Red Fox Meadows. *Completed.* Stormwater project with Natural Areas Department. Completed 15 years ago.
 - West Mine at Soldier Creek Project. Stormwater project focused on a tributary to the river.
 - Lake Canal Project. *Still in the feasibility stage.* Flood risk, mitigation benefits, supply, environmental habitat. Working on a feasibility study for removing an irrigation canal.
 - Every budget cycle we do a stream rehabilitation project in our tributaries for stormwater. These projects have multi benefits.
14. **Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?**
- Level 1. All kinds of indicators are tracked by different groups
 - For example: The City tracks water use, miles of stream restoration, metrics around distribution system (number of leaks, fire hydrants, fire flows). However, there is still work to be done on baseline indicators.
15. **In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?**
- Stream rehabilitation (e.g., miles of stream yet to be rehabilitated)
 - Public safety – structures at risk
 - Acres of floodplain in open space
 - Greenhouse gas emissions at the water treatment plant
 - Resource reclamation for biosolids and water
 - Drought resilience for water supply
 - Measure how much wastewater gets back to the river. Currently, not all wastewater is returned to the river. One of the wastewater treatment plants, which may be decommissioned, does discharge effluent directly into the river. At the other wastewater treatment plant, treated wastewater effluent is discharged to Fossil Creek Reservoir, but there is the capability to discharge directly to the river through an existing outfall. Although the reservoir approach is currently considered less risky, returning treated wastewater effluent directly to the river is a long-term goal.

16. From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?

- Clarifying what the utility's role is in meeting the community's values.
- Improve flexibility to share funds to make it easier to implement multi-benefits projects and change our thinking around how we manage those funds. He doesn't see us combining enterprise funds.

17. What does One Water success look like to you?

- Internally people are collaborating and inspired because they know they contribute to the overall water cycle.
- The City of Fort Collins is recognized externally as a leader in water treatment and delivery. Not only for providing essential services but also for implementing innovative approaches to water connectivity.

CITY OF FORT COLLINS

One Water Action Framework

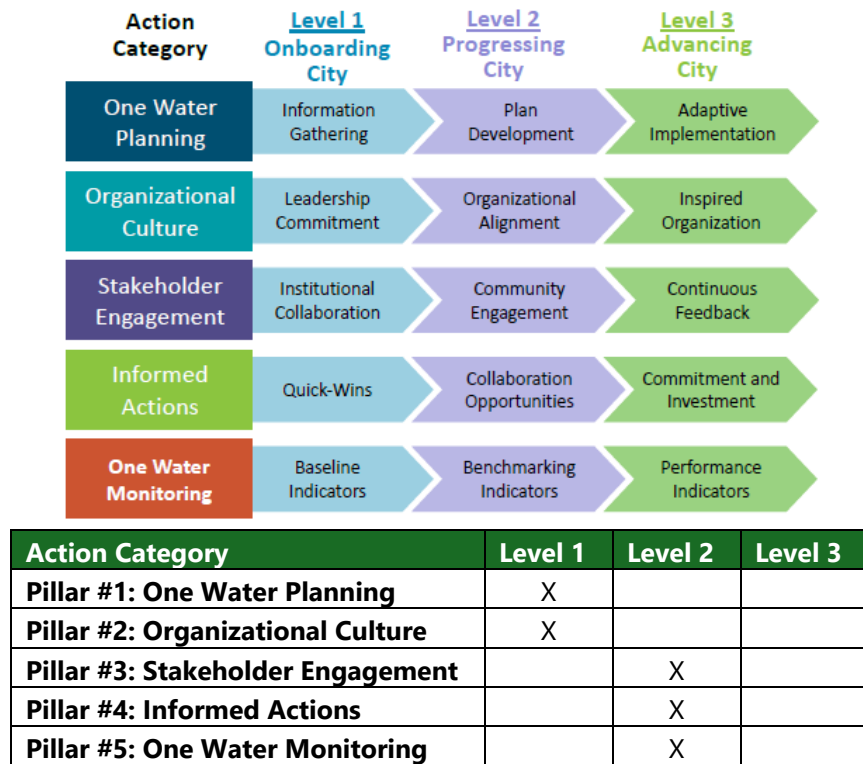
Project No.: 203085
Date: July 18, 2024 at 9:00 AM
Attendees: Julia Feder, Environmental Planning Manager (City's Natural Areas Department)
 Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

Julia Feder is the Environmental Planning Manager for the City of Fort Collins Natural Areas Department. She has held this position for five years, overseeing a portfolio of 55,000 acres of conserved land, including significant acreage along the middle reach of the Poudre River. As the City is a major riparian landowner, her team focuses on river restoration projects and manages associated water rights. The Natural Areas Department distinguishes itself from the Parks Department by prioritizing wildlife habitat preservation while still offering recreation opportunities.

1. **Please state your name and role in the organization**
 - Julia Feder is an Environmental Planning Manager with the City Natural Areas Department.
2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**
 - Five years at the City, and also five years in this role.
3. **Which elements of the water cycle do you and/or your team manage in your position?**
 - Raw water, focusing on river restoration projects and managing water rights.
4. **How would you define One Water based on your current knowledge?**
 - A synergy.
 - We all may have different goals but we take common action to make progress towards the goals as they relate to water supply, water resources and water as part of the natural environment.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 - Level 1 moving towards level 2.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - Data is scattered across different systems. Consolidate information into a centralized database, transitioning from data gathering to data organization and analysis.
 - There needs to be more connectivity between the data systems.
7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - Adopt a citywide and holistic perspective on water resources, considering all departments involved in water use and management.
 - Coordinate investments in water infrastructure and projects across departments to maximize impact and efficiency.
 - Utilize data analysis to inform water management decisions and prioritize investments.
 - Establish a strong, long-term commitment to river health as a core component of the city's identity and well-being. While City's Strategic Plan and Council priorities offer valuable direction, their three-year cycles limit ability to establish long-term water management goals. One Water Plan should provide a more enduring framework.
 - Investigate legal and regulatory options to increase river flows and protect water resources by keeping more water in the river.

- Foster public engagement and transparency around water issues, emphasizing the river's role in community life and economic vitality.
 - Develop a dedicated long-term water management plan to complement existing strategic plans and council priorities.
 - Ensure the water plan aligns with broader city objectives and addresses community concerns.
 - Leverage public support for river health to influence decision-making and resource allocation.
8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?**
- Level 1. Organizational alignment has moved forward without leadership commitment because of turnover.
 - The current (August 2024) recruitment of a One Water Director demonstrates the City's long-term commitment to organizational alignment.
9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**
- Different ways of budgeting One Water, including a dedicated bucket of money going towards One Water.
 - Natural Areas invest resources into river health and are continually questioned if that's their responsibility. Like Utilities, Natural Areas has a dedicated funding source that is outside of the City's general fund to invest in water (two separate sales taxes that feed Natural Areas operations).
 - Clear guidelines and budget priorities that align with the One Water approach.
 - A dedicated cross-organizational team. One Water has been Utilities led thus far. However, One Water should have a broader focus, beyond Utilities.
10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**
- Level 2. The river is part of the City's identity. Utilities' Community Engagement team is recognized for their work.
 - The community is extremely committed and engaged to the extend of reaching stakeholder fatigue.
11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**
- City departments as most of the departments have a touchpoint to water:
 - Utilities department (water, wastewater, stormwater)
 - Parks
 - Different divisions that need to be represented
 - Natural Areas (City is major landowner in the floodplain)
 - Community development and neighborhood services

- Water Efficiency
- Transportation
- Operation services
- Community connections – water efficiency
- Sustainability
- City's attorney's office
- City Council
- Traditionally underrepresented audiences (e.g., the next generation)
- Ratepayers
- Regional water issue
 - NISP (Northern integrated supply project. They have adaptive management and planning requirements.
 - Esther Vincent – Project director
 - Sean Henry – Environmental Manager
- Advisory boards and Commissioning
 - Natural resources advisory board
- Coalition for the Poudre River watershed

12. Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?

- Level 2. We do quick wins very well (e.g., stream restoration, buy properties together, working together on very tangible projects).

13. Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?

- Poudre Flows Program. *Ongoing*. Cross jurisdictional effort led by Natural Areas Department to increase flows in the Poudre River. Faces legal and funding challenges, with unclear city commitment and staffing.
- Lake Canal. *Planned*. Long-term project to restore river flow by closing a diversion canal with a medium level (20-30 cfs) diversion. Offers potential flood mitigation and park improvement opportunities.
- 2024 Poudre River Health Assessment Framework. *Ongoing*. Collaborative project to assess river health and inform future restoration areas (Utilities, Natural Areas, Coalition for the Poudre River Watershed, CSU). City needs to actively participate in data analysis and implementation findings.

14. Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?

- Level 2. Use baseline indicators with the River Assessment Framework. We have established targets to progress and track progress of programmatic goals, but the current target is not very

ambitious, achieving an overall health grade of a C or higher. There's space to rethink the desired targets.

15. In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?

- Health of the River. Set more specific goals for the next 20 years (e.g., grade of flow in the river, seasonal objectives).
- How do we move to more naturalized landscape to provide safety from flood risk as the City is a major landowner in flood conditions.
- How to we have healthy water at the heart of this community? (e.g., water quality, water quantity)
- The Water Use Efficiency Plan is a state mandate and focusses on treated water only. Outdoor water use per capita (residential and commercial), including raw water use and turf landscaping policies. Where can we incentivize water practices if we can't change water law?

16. From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?

- Defining roles and responsibilities across departments to facilitate effective collaboration
- Commit to sustained funding and long-term investments.
- Realign budget allocations to support holistic water needs rather than departmental divisions

17. What does One Water success look like to you?

- Establish clear communication channels among stakeholders. Aligning individual department missions with overarching goals, promoting cross-department collaboration.
- Implement impactful, multidisciplinary projects that deliver tangible community benefits withing a reasonable timeframe (5-10 years).
- Prioritize visible projects that demonstrate progress and generate community support.
- Ensure the One Water Plan includes mechanisms for adaptability by pointing to other plans to accommodate evolving community, organizational, and planning changes. Without the commitment to One Water changing.

CITY OF FORT COLLINS

One Water Action Framework

Project No.: 203085
Date: July 30, 2024 at 11:00 AM
Interview Candidate: Andrew Gingerich, Director of Water Field Operations (City Utilities Department)
Other Attendees: Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

Andrew Gingerich is the Director of Water Field Operations. He's been with Fort Collins for 12 years, in utilities for 10 years, and in this director role for the last 5 years. The Water Field Operations team handles everything in the field between water production plant and wastewater collection plant, including water transmission, distribution pipes, wastewater collection pipes, stormwater collection pipes, and water meters. The linear asset team has a small in-house construction team that is responsible replacement of pipelines. His team is not responsible for pump stations (handled by water production team) and there are no wastewater lift stations in the system as the sewer collection system is entirely gravity fed.

1. **Please state your name and role in the organization.**
 - Andrew Gingrich is the Director of Water Field Operations with the City Utilities Department.
2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**
 - 12 years at the City, 5 years in the current role.
3. **Which elements of the water cycle do you and/or your team manage in your position?**
 - Potable water distribution pipes
 - Wastewater collection pipes
 - Stormwater collection pipes
4. **How would you define One Water based on your current knowledge?**
 - We all have a part to play in managing this limited resource getting it from rain fall/storage/snowpack to provide clean water to the community and then return it back to nature/river.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



Action Category	Level 1	Level 2	Level 3
Pillar #1: One Water Planning	X		
Pillar #2: Organizational Culture	X		
Pillar #3: Stakeholder Engagement	X		
Pillar #4: Informed Actions		X	
Pillar #5: One Water Monitoring	X		

5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 - Level 1.5. But somewhere in between level 1 and level 2. Some departments are moving to plan development, but not all.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - The City utilizes multiple work order systems, which creates a barrier to information sharing.
 - ArcGIS systems and GIS data are not shared. Natural areas and Parks are not in our mapping system at all.
 - Mr. Gingerich's team has robust mapping with all linear assets, however it was noted that the water treatment plant's assets are not documented within the same system.
7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - Community education. The community needs a better understanding of what it takes to collect, treat, and deliver water to reduce the tension with raising rates.
 - Workforce information. The City's human resources department needs to better understand regional/national best practices, compensation, and have job descriptions for water operators and other positions to recruit and retain a good workforce.
 - Benchmarking of successful utilities. Capacity and workforce needed for a successful One Water utility. Need industry standard.
8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment),**

Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?

- Level 1. There may be some leadership that is in the level 2, but city managers are still in the onboarding phase. Without a plan to implement so it has been hard to get leadership commitment.

9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**

- Overall understanding of what everyone's role in the organization is.
 - More flexibility for folks to find a path without a 4-year degree to progress in their career.
 - High level understanding so you can job shadow or step up in an emergency.
- One Water culture would have less hurdles and more trust. Reduce the hurdles between changing career paths within the City.

10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**

- Level 1. No other stakeholders other than CSU (that Andrew knows about) that are working on One Water or recognition that the City of Fort Collins has declared itself as a s One Water organization.

11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**

- Surrounding water districts that we have interconnects with, share water with, or have customers in that district but are City of Fort Collins residents.
- US Forest Service (current wildfire).
- Downstream communities where the Poudre River passes through
- Northern water
- Natural Areas Department
- Larimer County
- Save the Poudre (NGO)
- City of Fort Collins Water Commission
- Large breweries because they care very much about the water quality. There is a brewers' group that can be tapped into.
- Chamber of Commerce – good water quality is one of the selling points of Fort Collins. Infrastructure improvements affect businesses downtown.
- Local construction sector. Contracting and changing purchasing practices changes have hurt us.

12. **Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?**

- Level 2 (when looking at all types of projects).
- As a utility we are doing things at level 2 and level 3, however projects that have been branded as One Water are still within the quick wins.

13. Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?

- One Water operator. This is a HR/personnel project. The City's Budget Office created a One Water operator position (operators at the same level of compensation, cross training for water and wastewater, will bring up the pay of field operators).
- Halligan project. Ongoing.
- Oak Street Stormwater Project downtown. 2-year long project. Involved a coordinated approach to water, wastewater, stormwater, parks and forestry as the project includes relocating wastewater pipes, installing water lines, implementing LID practices such as rain gardens to manage stormwater runoff.
- Red Fox Meadows project. Matt Fater was the project manager. Turned into a natural area.

14. Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?

- Level 1. We don't have a One Water benchmarking strategy, we're all in different areas, doing different things for individual departments.
- However, the City really hits all three levels. Level 1 to level 2, with pockets sitting in level 3. For example, with Water leaks monitoring we are in level 2 and level 3 because we know where most leaks occur and why. With stormwater we're at level 1, transitioning into level 2 benchmarking, likely because it's the youngest utility. Wastewater monitoring is more at level 2 to level 3, because we're beginning to look at AI predictive modeling.

15. In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?

- Water conservation – gpcd
- Protecting non-revenue water usage
- Preventing leaks
- Performance indicators for turnovers, tenure for water operators. Are we doing what we can to have the best training and best staffing to serve our community?
- Water resource reliability and resilience. Fort Collins has good water rights, other communities outside don't have it as good. There will likely be a time when we have to take a more regional role in water deliveries once there's enough political pressure before we have to share water with other Districts that don't have the necessary resources
- One Water CIP with a longer planning horizon commitment. Currently we aim for a 10-year outlook, but it's revised every two years.

16. From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?

- One Water operator concept (cross-training and equal pay for water/wastewater operators based on experience, not utility)
- Getting a workforce that we can get trained and retain
- Finding a way for our boots on the ground staff to buy into the One Water

- A One Water CIP Plan. Currently, capital improvements and rate projects are still in the short cycle and not focused on a unified vision and longer planning horizon/commitment.

17. **What does One Water success look like to you?**

- We have a good outlook on how to continue to continue to store provide, collect our water
- Feel confident that we have the finances to do this
- Trained workforce to do this

CITY OF FORT COLLINS

One Water Action Framework

Project No.: 203085
Date: July 9, 2024, 2:00 PM
Interview Candidate: Kirk Longstein, Senior Environmental Planner (City's Planning Department)
Other Attendees: Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interviews

Interview Summary

Kirk Longstein is a Senior Environmental Planner with the City Planning Department. He has worked at the City for eight years, the past two years in his current role on the development review and planning team. In this role, he oversees all development applications going through the city. His primary focus is on land development and land use code. Within this area, his work on water centers on water quality, with most of his day-to-day activities involving stormwater (MS4 compliance), natural buffer zones, urban runoff, and irrigation in naturalized areas and temporary irrigation on development sites.

1. **Please state your name and role in the organization**

... Kirk Longstein is a Senior Environmental Planner with the City Planning Department.

2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**

... 8 years at the City and 2 years in the current role.

3. **Which elements of the water cycle do you and/or your team manage in your position?**

... Stormwater and urban runoff, incl. water quality

... Irrigation of natural areas and temporary irrigation for development sites

4. **How would you define One Water based on your current knowledge?**

... Nature based solutions and wetlands.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



Action Category	Level 1	Level 2	Level 3
Pillar #1: One Water Planning		X	
Pillar #2: Organizational Culture	X		
Pillar #3: Stakeholder Engagement	X		X
Pillar #4: Informed Actions		X	
Pillar #5: One Water Monitoring	X		

5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**

- ... Level 2. The City is great at developing plans and policies but struggles with implementation & adaptation.
- Supply and demand management policy doesn't support desired housing goals (density).
 - Water rates and water supply requirements discourage/provide no economic incentive for development to install non-potable systems and reduce potable water usage.
 - The stormwater design manual does not have criteria that helps incentivize Developers.

6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**

- ... Data is not readily accessible due to barriers for data sharing.
- The City has failed to house a centrally managed data warehouse across groups. Data is siloed across functional groups or departments (e.g., utilities and city infrastructure have individual data warehouses).
 - Information gathering tends to be relationship based, not readily accessible.

- Stormwater basin plans managed by the City outside of regulatory floodplain are difficult to obtain, they are not on a website and are not readily available in GIS layers.
- 7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - ... Alignment between One Water Plan and the updated land-use code (ongoing) focusing on the 15-minute city (City Council's priority).
 - ... Solutions for balancing water quality and stormwater management with the needs of infill development (force mains, site constraints).
 - ... Strategies for capturing stormwater runoff and achieving water management goals in a dense urban environment.
 - ... Recognizing the shift in perspective from a greenfield type of community to an urban city.
- 8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?**
 - ... Level 1. Management is unaligned with staff. Inspired staff start projects, but because they don't know who is responsible for owning outcomes, the projects fizzle out.
 - ... The staff is also inspired around One Water at a grass roots level (Level 3) and work well horizontally.
- 9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**
 - ... Inspired organization that keeps forward moving momentum.
 - ... Group mentality. Require an influencer to move the needle and get the group aligned.
 - ... Empowering. Provide people opportunities to step up and be a leader.
 - ... Analytical. Better equipped at decision-making when there are examples and data.
- 10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**
 - ... Level 3. The community is extremely involved. Utilities has dedicated staff to develop and implement community engagement programs.
 - ... However, it depends on the topic. For demand management there is more community involvement than for water supply projects and ditch management.
 - ... [Community engagement around One Water was not specifically mentioned.]
- 11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**
 - ... The Community's "usual suspects". Mention was made of avoiding stakeholder fatigue.
 - ... Design firms.
 - They submit applications for land entitlements and represent property owners.
 - ... Environment groups that have vested interests in the Poudre River.

- Natural Areas (City department) already have relationships with these groups.
 - Not the Sierra Club.
 - No climate groups.
- ... Business organizations, including the Fort Collins Chamber of Commerce.
- ... Water Commission.
- ... Planning and Zoning Commission.
- ... Land Conservation and Stewardship Board.
- ... Cross function between City Departments (e.g., Parks, Natural Areas Department, Real Estate Services, Planning, Environmental Services and their climate equity group's cultural ambassadors).
12. **Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?**
- ... Level 2. Organizationally, the intent is always to have multi-beneficial projects, but when it comes to investment these additional benefits often get value engineered out of the project.
- ... Matt Fater has a list of all the capital projects that the City has deferred because of funding.
13. **Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?**
- ... Red Fox Meadows Natural Area. Past project.
- ... Hickory Basin. Ongoing project. Planning and Stormwater Departments recently drafted a memo around Hickory basin to have constructed wetlands, trails and signage. The project is a collaboration with private development. The developer will get this project to 80% design and then the City will take over for design completion and final grading.
- ... Green corridor / Spring Creek Trail. Past project. Taft Hill to College Avenue. Flood protection project
- ... Dry Creek in the Mulberry corridor. Potential project identified in stormwater master plan. The annexation plan for that area could be a connecting bike trail.
14. **Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?**
- ... Level 1. From Kirk's perspective there is a need on the stormwater side for more data. When private developers are paying and designing the project and then the City assumes the infrastructure, the data is well captured.
- ... However, this depends on which part of the utility. Supply and demand management has great data.
15. **In order to measure success and monitor progress towards implementing a One Water frameworks, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?**

- ... More wetlands. This may be difficult due to prior appropriation. The current system is designed to move water downstream. Keep water inside the City for environmental benefits and natural features.
- ... Track groundwater recharge.

16. From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?

- ... Stretching water to its full potential. Recognizing the value and investment that the City has already made in water.

17. What does One Water success look like to you?

- ... A thriving community
- ... A community that recognizes the value of water and puts water on the forefront.
- ... A community that understands that they live in a semi-arid environment.
- ... Reconnecting water's role in the City's history.

CITY OF FORT COLLINS

One Water Action Framework

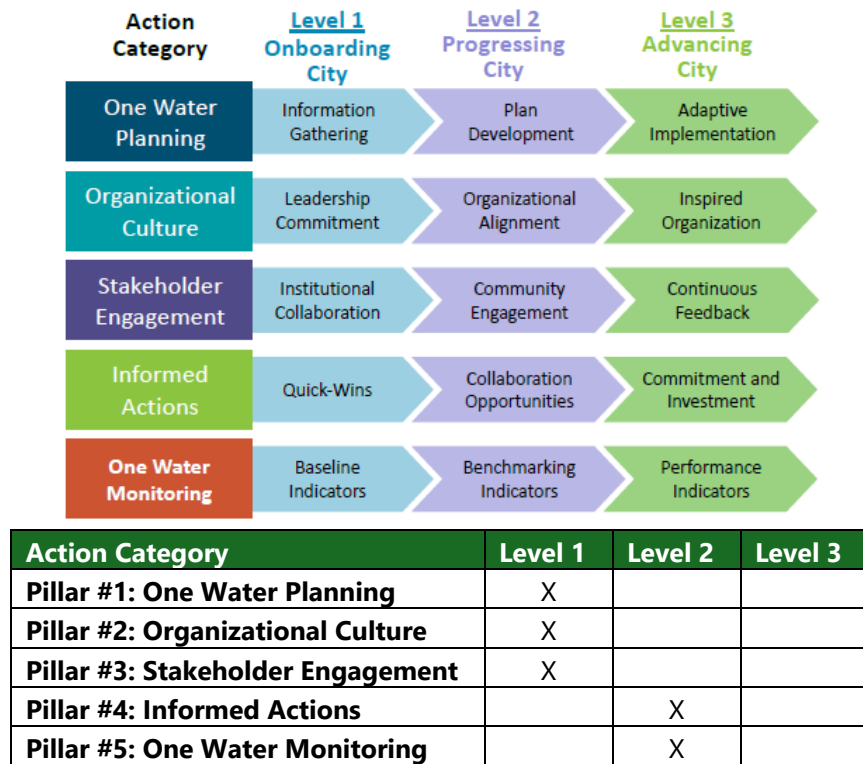
Project No.: 203085
Date: August 7, 2024 at 3:00 PM
Interview Candidate: Jill Oropeza, Senior Director for Sciences and Planning (City's Utility Department)
Other Attendees: Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

Jill Oropeza is the Senior Director for Sciences and Planning. Jill has been with the City for 17 years, and in her current role for 18 months. Jill focuses on the non-operations side and touches all elements of the water cycle.

1. **Please state your name and role in the organization**
 - Jill Oropeza is the Senior Director for Sciences and Planning with the City Utilities Department.
2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**
 - 17 years at the City and 18 months in the current role.
3. **Which elements of the water cycle do you and/or your team manage in your position?**
 - All elements of the water cycle.
4. **How would you define One Water based on your current knowledge?**
 - Water system and operations are integrated to make the highest and best use of resources.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 - Level 1. We are currently in the information gathering phase. We have disparate plans and don't have strategic alignment in terms of being able to take action that furthers each of the sets of objectives.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - Disconnect between land use planning, environmental planning, and water. We acknowledge the existence of each other, but there is no repeatable way to ensure we're consistently evaluating opportunities together. For example, we are often in conflict when building stormwater detention ponds.
 - Current climate planning efforts are focused on greenhouse gas emissions. There is a big gap around resilience, and that is where water comes to play. We need to advance our conversations around climate resilience to include community resilience and adaptation to include water.
 - We are not thoughtful enough around green infrastructure programs in stormwater. We're not systematic how we do it, some happens through existing capital planning, but it is always an ad hoc process. We can explore how to tie into programs like nutrient trading and carbon markets and leverage these concepts and pilot programs with our stormwater planning.
7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - Identify the biggest community vulnerabilities.
 - Define action areas based on current conditions.

- Develop strategies to address identified needs.
 - Create a focused action plan.
 - Develop a utility-centric community service map.
 - Align operation work plans with strategic plans.
 - Communicate the value of water to the community.
 - Create a sense of urgency around water issues.
 - Enhance understanding of water system's value.
 - Balance economic development with affordability.
 - Explain "the why" of cost increases to the community and weave in the environment.
 - Clearly communicate the City's ongoing work and initiatives.
8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?**
- Level 1.5. The City is strong in level 1 and on the cusp of going to level 2.
 - There isn't shared understanding yet of what One Water is throughout all organizational levels.
 - We have a council priority that is set from that is very much One Water. There is leadership commitment and willingness, but we don't know what we're committed to (yet).
9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**
- Common understanding of how One Water principles are applied to the City's mission.
 - Enhanced inter-agency collaboration within the basin.
 - Able to identify additional benefits and opportunities.
 - Shared understanding of project connections and synergies.
 - One Water mindset and questioning lens.
 - Ready to optimize existing business processes and structures.
 - Organizational structure for the water utilities and business processes
10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**
- Level 1. We cannot talk about One Water internally with shared understanding. We're not messaging and engaging the community and projects specifically as it related to One Water.
 - However, if you remove One Water, we'd be a level 3. There is a feedback loop happening, and active community engagement around many other (water) topics.
11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**
- CSU
 - Tri-Districts: East Larimer County (ELCO) Water District, Fort Collins-Loveland Water District, and. North Weld County Water District.

- Northern Water
 - Neighboring communities – Wellington, Greeley, Loveland
 - Chamber of commerce
 - Local watershed coalition
 - Larimer County. They're currently developing a water plan.
12. **Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?**
- Level 2 (when averaging all projects). We complete capital planning and water supply planning on longer timescales, with long term budgeting. Those are sequenced with other departments around the city, there is coordination.
 - Other projects are more opportunistic, quick wins (Level 1).
13. **Which of the City's past, ongoing, or planned projects do you think would be the best role model projects to showcase the City's commitment to a One Water approach and mindset?**
- Lake Canal Project – Project involves the removal of an old diversion dam and improves habitat on the river, improves safety, improves recreational opportunities and increases flows. *Ongoing*. Four city departments, Northern Water, ditch companies. Could tie into Northern Water's mitigation and operations work.
 - River Health Assessment Framework. *Ongoing*. Collaborative watershed basin project
 - Water Treatment Residual Project. *Approval Stage*. Recycling water treatment residuals in stormwater detention basins. Benefits are waste diversion and nutrient improvement. Working on permit with the State. The State of Colorado gave permission to pilot and now we're waiting for CDPHE to approve this practice.
 - One Water consolidated laboratory. *Planning*. Water wastewater laboratory. Looking for stormwater function and benefit. Looking for community partnership.
14. **Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?**
- Level 2. As an organization we're good at identifying meaningful metrics and tracking and collecting data and revising them.
 - Operationally we're not as strong. We don't have specific One Water goals (yet).
15. **In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?**
- Define clear water efficiency goals.
 - Resolve conflicting objectives (e.g. heat island effect and tree canopy).
 - Identify and address complex community-wide water challenges.
 - Develop a long-term water vision for the region.
 - Improve stakeholder engagement (agriculture, neighbors).
 - Address basin-scale water issues (leaking, keeping water in the basin).

- Align water planning with smart growth and development.
- Strengthen relationships with water rights holders (collaboration with ditch companies).
- Integrate water considerations into city-wide planning.
- Define how to use green stormwater infrastructure (GSI) for flood risk mitigation and/or natural watershed resilience.

16. **From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?**

- Long term road map to tackle the City's biggest challenges with a 20-50-year horizon.
- Foundation to develop an operational plan

17. **What does One Water success look like to you?**

- A communication platform we can use internally and externally.
- More organizational alignment and strategic direction.
- Regional communications to remove silos between institutions/departments

CITY OF FORT COLLINS

One Water Action Framework

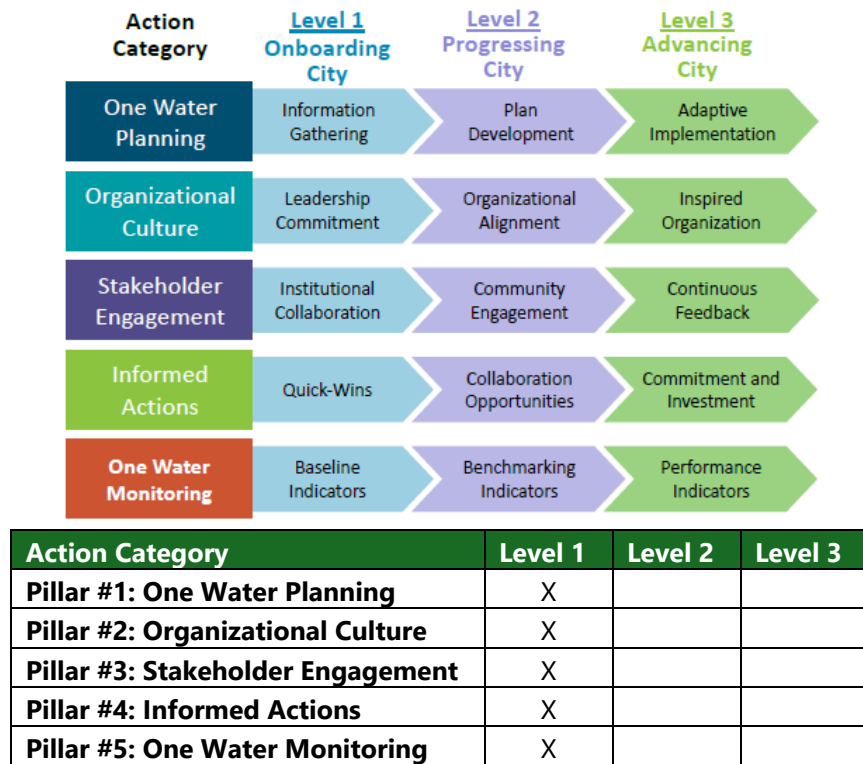
Project No.: 203085
Date: July 15, 2024 at 9:00 AM
Interview Candidate: Jeremy Woolf, Senior Director (City Utilities Department)
Other Attendees: Inge Wiersema, Meg Parker (Carollo Engineers, Inc.)
Subject: One Water Action Framework – Phase 1 Interview

Interview Summary

Jeremy Woolf is a Senior Director with Integrated Water Operations. He's worked for the City for 18 months. In his role, he works on potable water distribution, water and wastewater treatment, the collections and distribution system, and some recycled water for cooling.

1. **Please state your name and role in the organization.**
 - Jeremy Woolf is a Senior Director with Integrated Water Operations with the City Utilities Department.
2. **How long have you worked for the City of Fort Collins? How much of that time has been in your current role?**
 - 18 months at the City and in this role.
3. **Which elements of the water cycle do you and/or your team manage in your position?**
 - Potable water distribution and treatment.
 - Wastewater collections, distribution, and treatment.
 - Some recycled water for cooling.
4. **How would you define One Water based on your current knowledge?**
 - The removing of silos for traditionally compartmentalized water cycle.

The following ten questions revolved around the five pillars of the One Water Self-Assessment Framework shown below). The interview candidate's assessment on the City's progression for each of the five pillars (or Action Categories) across the three levels is summarized in the table and elaborated in the answers to questions 5, 8, 10, 12, and 14.



5. **Looking at the three levels of Pillar #1: One Water Planning, where do you think the City of Fort Collins is on the progression of One Water Planning? Level 1 (Information Gathering), Level 2 (Plan Development), or Level 3 (Active Implementation)? And can you briefly explain why?**
 - Level 1. City has developed numerous plans but lacks a cohesive One Water strategy.
 - The City is gathering information on existing department initiatives and exploring ways to leverage them for a unified approach.
6. **One Water Plans inherently build upon existing data and documents. Where do you think the City's main data gaps are to develop a comprehensive One Water Plan?**
 - The City has very good asset management and laboratory data.
 - Data Systems Improvement:
 - Evaluate and propose an industry-standard system to replace Data Splice for better support and functionality.
 - Poor integration of data systems within the City.
 - Improve asset management and GIS connection (migrate to industry standard).
 - Laboratory Data Accessibility: Develop an interface to improve operational access to lab data, enhancing usability for operators.
 - Data Visualization Tools: Implement Power BI (big lift) for consolidating data and improving visualization tools across departments.
 - Digital Twins: Create a roadmap for implementing digital twins in water treatment, collections and distributions to improve system wide understanding.
 - Historical data is ongoing, but real-time data is also needed.

7. **What type of information would you like to be included in the City's One Water Plan to make it beneficial for you in your current role, and for the community at large?**
 - Regulatory constraints: compile a list of regulatory constraints hindering the transition to One Water and develop a strategy to address these.
 - Water quality trading: Engage with state officials to clarify and potentially utilize the water quality trading policy for environmental and economic benefits.
 - Economic benefits of investing in green infrastructure over gray infrastructure, comparing capital and operational investments.
 - The resources needed to implement One Water approaches.
8. **Looking at the three levels of Pillar #2: Organizational Culture, where do you think the City of Fort Collins is on the progression of a One Water Culture? Level 1 (Leadership Commitment), Level 2 (Organizational Alignment), or Level 3 (Inspired Organization)? And can you briefly explain why?**
 - Level 1. We're just beginning to understand the benefits of One Water and the resources required to accomplish one water. Need greater understanding of the resources required for full City leadership support.
9. **What are, in your opinion, some of the key characteristics of an organization that embraces a One Water culture?**
 - A strategically designed organizational structure that supports One Water.
 - Filling key positions with individuals who actively advocate for and lead the One Water transition.
 - Robust communication strategy that goes beyond traditional media. Should include engaging community outreach initiatives like a One Water Center where residents can learn about the program, attend conferences, and explore career opportunities in the water sector.
 - Dedicated lobbying efforts to influence regulations towards policies that support one water implementation.
10. **Looking at the three levels of Pillar #3: Stakeholder Engagement, where do you think the City of Fort Collins is on the progression of Stakeholder Engagement? Level 1 (Institutional Collaboration), Level 2 (Community Engagement) or Level 3 (Continuous Feedback)? And can you briefly explain why?**

Level 1. The City is at the early stage of institutional collaboration and has communicated the idea of One Water, but needs to improve how we explain what it means in practice.
11. **Which stakeholders do you think should be involved to some degree during the Fort Collins' One Water Plan development process?**
 - Katherine Marko – environmental regulations
 - Natural Areas and Parks Department
 - Funding entities
 - Internal finance department
 - Charitable organizations (e.g., Gates Foundation, Poudre Landmarks Foundation (manages the 1883 Water Works))
 - Philanthropic individuals with environmental missions.
 - City of Greeley (could collaborate on the use of Meadow Springs Ranch for biosolids application)

- Communications department – need to communicate the progress (internal and external communication)
 - Communication focus on City Council and Water Commission
 - CSU
 - Resources/students/Internships
 - Wide knowledge base and the city to inform the plan
 - City-base
 - High schools and community colleges
 - Workforce recruitment
12. **Looking at the three levels of Pillar #4: Informed Actions, where do you think the City of Fort Collins is on the progression of Informed Actions? Level 1 (Quick Wins), Level 2 (Collaboration Opportunities) or Level 3 (Commitment and Investment)? And can you briefly explain why?**
- Level 1. City has identified multi-benefit water projects, but further collaboration is needed.
13. **Which of the City’s past, ongoing, or planned projects do you think would be the best role model projects to showcase the City’s commitment to a One Water approach and mindset?**
- Acquisition of Meadow Springs Ranch. Completed. City has control of everything. This site provides an area to pilot ideas (land application, stormwater runoff, crop uptake).
 - [Water Treatment Residual Amendment in Stormwater Systems for Phosphorus Reduction and Waste Removal.](#)
 - Use of water residuals for Stormwater Plan. Completed in 2020. Inter-departmental. Use of water residuals to treat stormwater and reduce nutrient discharges for detention basins. Jeremy doesn’t want to incorporate this until the State buys into water quality trading.
 - Meadow Springs Ranch Conservation Easement. Planned. Interdepartmental with Natural Areas and Parks and City of Greeley (biosolids application).
 - Meadow Springs Ranch collaboration with City of Greeley on biosolids application.
 - The 1883 Water Works. Internal conversations. The water utility owns the original treatment plant, but opportunities to engage Natural Areas and Parks to develop areas around for recreation and One Water Learning Center.
 - Direct Potable Reuse (DPR). Planned. Community buy-in and capital investment would demonstrate a level of commitment to One Water.
14. **Looking at the three levels of Pillar #5: One Water Monitoring, where do you think the City of Fort Collins is on the progression of One Water Monitoring? Level 1 (Baseline Indicators), Level 2 (Benchmarking Indicators) or Level 3 (Performance Indicators)? And can you briefly explain why?**
- Level 1. Baseline indicators are there but are still compartmentalized to each department.
15. **In order to measure success and monitor progress towards implementing a One Water framework, the first is to establish One Water goals. What do you see as important One Water goals for the City of Fort Collins?**
- DPR or IPR
 - Significant level of watershed investment (in green infrastructure)
 - Water quality trading
 - Economic efficiencies from source protection.

- Compare capital investment versus operational investment.
- How does pH impact water treatment and wastewater treatment operations. Impacts of Cameron Peak Fire changed the incoming pH and made the source water easier to treat.

16. From the perspective of your role in the organization, what would be the most important benefits of developing a One Water Action Framework or Plan for the City of Fort Collins?

- Higher visibility on the value of water for the community and City (outside of water)
- High level of green infrastructure investment (another visibility to the community) they need to understand the value of water and the benefits that they see from water and clean water
- Higher probability of acquiring funds (internally and externally) because of a Communications Plan, and now the City can justify the value of water.
- Greater efficiency in how the City uses water (e.g., less evaporation).
- Significant benefits in regulatory compliance with DPR (i.e., because discharge limits are more stringent than drinking water requirements).

17. What does One Water success look like to you?

- One Water Learning Center ([Cleveland example](#))
- DPR
- More green stormwater infrastructure
- The One Water Plan is a roadmap, actionable, to have benchmarks, and outlines what we can execute to move the City forward and to have benchmarks.
- Shared knowledge bases between all the different areas like field operations and wastewater treatment operations and water operations as they get to know each one of those areas.

APPENDIX B

ONE WATER PRESSURES AND CHALLENGES

PRESSURES AND CHALLENGES MATRIX

Key Pressures	Challenges for Fort Collins
Technology Deficit	<ul style="list-style-type: none"> Cost and time for system replacement Shifting skillset needed for the future Cross-departmental management of shared data systems Inadequate internal IT/OT support Project Management needs for implementation General lack of knowledge about new tools Too many software applications Increasing cyber security needs
Limited Water Supply & Growing Demands	<ul style="list-style-type: none"> Scarcity / overallocation Rising cost of water Decreasing flows in river & tributaries Changing timing of availability Increasing outdoor demands due to increasing temperatures Colorado River compact negotiation uncertainties Dedicating more water to Cache la Poudre River / competition for streamflow Lack of an Integrated Resource Plan Landscape irrigation demands with climate change
Water Quality and Ecosystems Degradation	<ul style="list-style-type: none"> Nutrients Temperature Algae/HABs Erosion and sediment loading CECs and pathogens
Climate Changes & Extreme Events	<ul style="list-style-type: none"> Wildfires Floods Droughts Increasing Temperature and Evaporation Air Quality events Extreme Windstorms Snowstorms Poudre Flow Consolidation Increasing temperature and evapotranspiration
Population Growth / Densification	<ul style="list-style-type: none"> Multiple water districts Hard to develop areas Stormwater design criteria/LID Right-of-way construction Ditch company conflicts of interest Railroad engagement

Key Pressures	Challenges for Fort Collins
Culture & Workforce	<ul style="list-style-type: none"> ▪ Talent development of existing staff ▪ Recruitment/talent pool development ▪ Career path development (existing and new) ▪ Organizational Structure and coordination/alignment ▪ Compensation issues ▪ City Leadership
Equity & Environmental Justice	<ul style="list-style-type: none"> ▪ Gentrification ▪ Capital project planning ▪ Lack of representation in water issues ▪ Affordability and access to programs, resources, and services
Rising Cost of Infrastructure & Resource Constraints	<ul style="list-style-type: none"> ▪ Aging infrastructure ▪ Service affordability ▪ Outdated stormwater master plans ▪ Inadequate revenue ▪ Outdated financial strategic plan ▪ Limited access to alternative funding sources; uncertainty regarding federal financial resources ▪ Increasingly stringent and uncertain water quality regulations ▪ Uncertainties in Halligan Water Supply Project permitting process ▪ Aging infrastructure ▪ Escalating operational costs
Political and Social Considerations	<ul style="list-style-type: none"> ▪ Council priorities that change over time ▪ Fluctuations in economic conditions ▪ Potential hiring freezes ▪ Political lack of understanding of water ▪ Integrated CDPHE permitting for river protection and management ▪ Need for regulatory incentives (e.g. Green Infrastructure)



Fort Collins One Water Strategic Plan Update

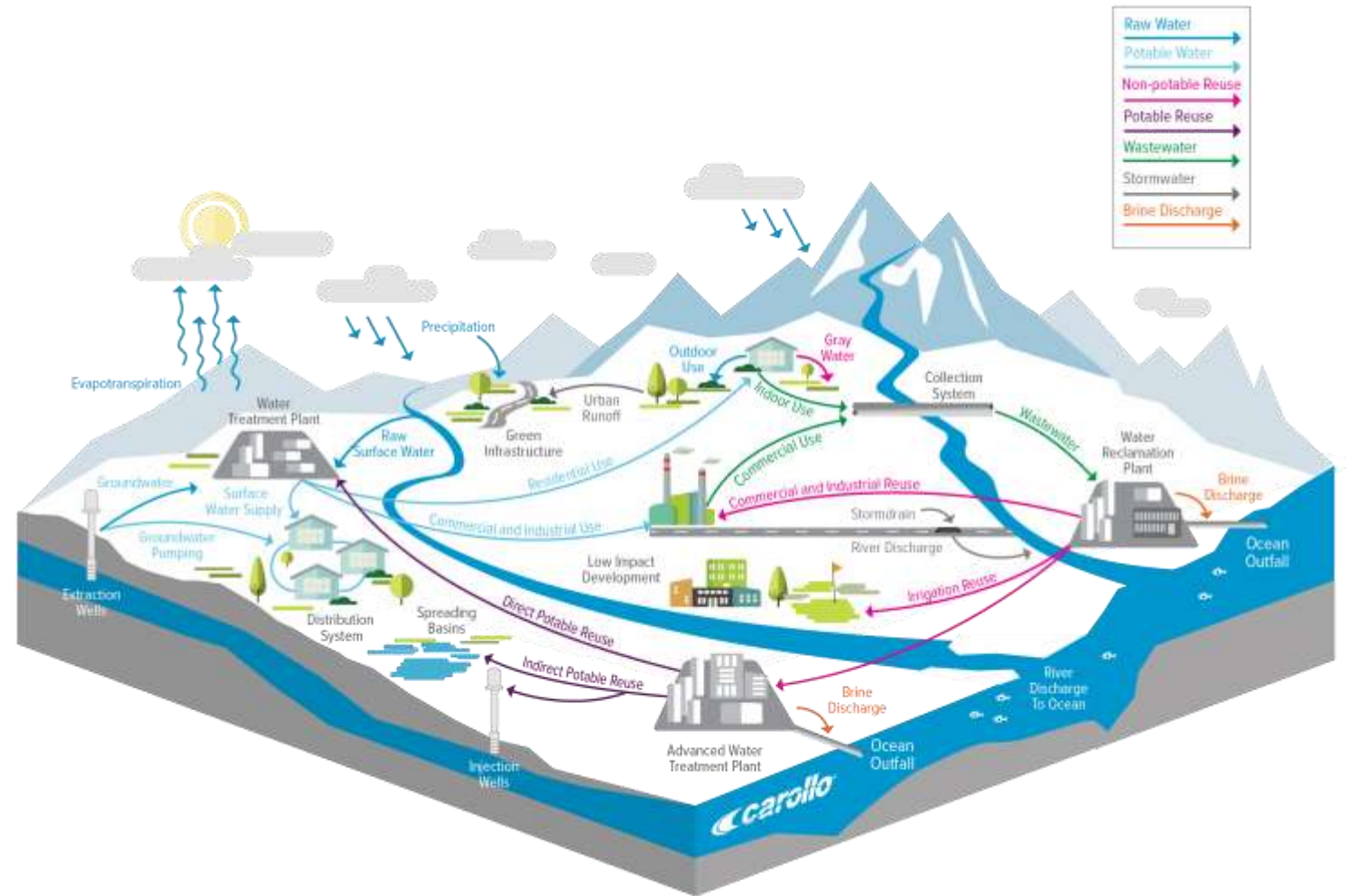
Jill Oropeza

Sr. Director, Utilities Sciences &
Planning

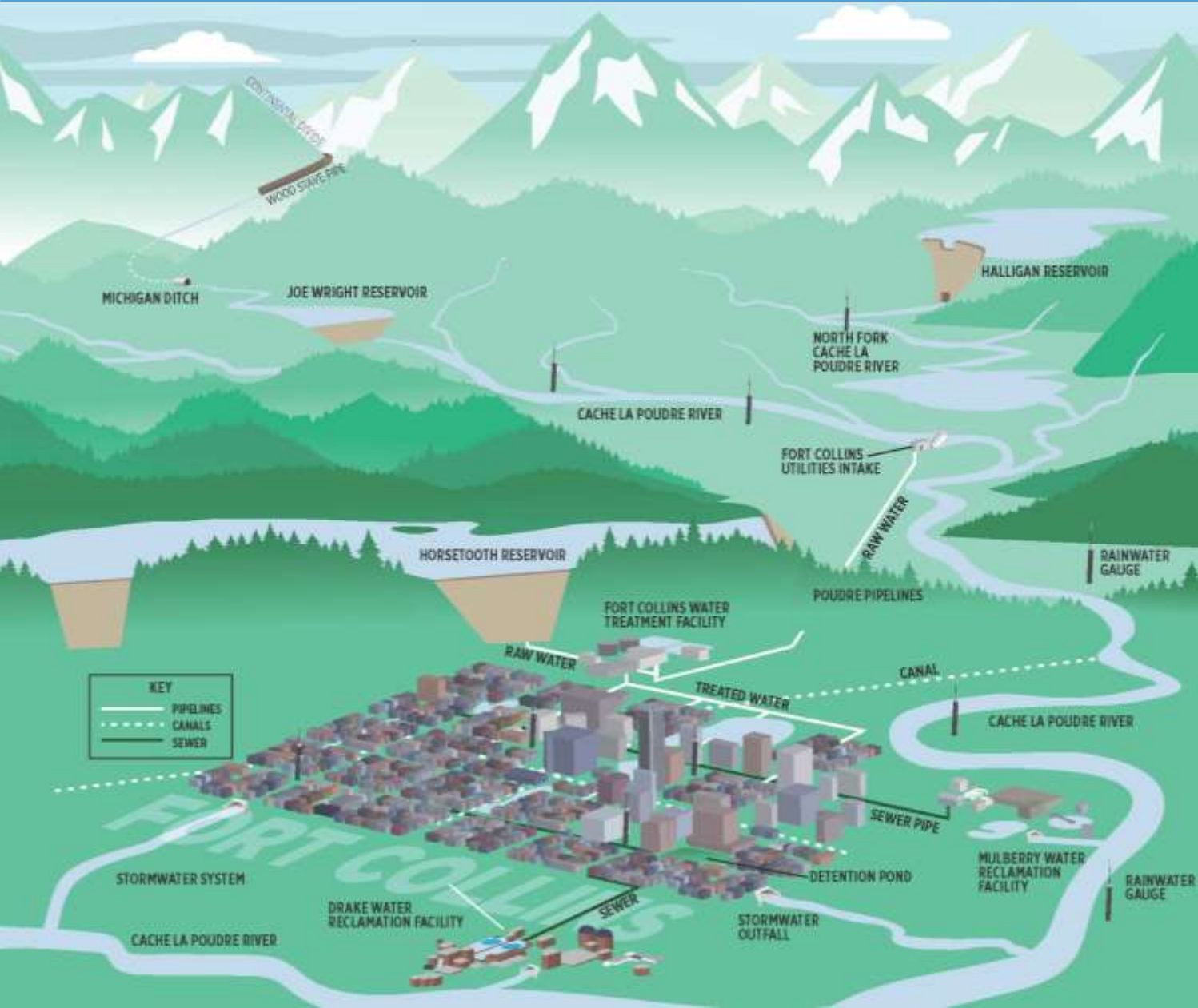
One Water Approach

One Water approach manages all water—whether from the tap, a stream, a storm, an aquifer, or a sewer—in a collaborative, integrated, inclusive, and holistic manner.

- US Water Alliance



Guiding Principles of One Water



- Value water at every stage and in **every form**
- Solutions that achieve **multiple benefits**
- Approach decisions with a **systems mindset**
- Use **watershed-scale thinking** and action
- Rely on **partnerships and inclusion**
- Account for **climate action** urgency and opportunities

Why One Water?



Water Quantity – Too Much, Too Little



Water Quality & Regulations



Ecosystem Degradation



Aging & Inadequate Infrastructure



A Changing Climate



Pricing & Affordability



Strategic Objective

ENV 2 - Sustain the health of the Cache la Poudre River and regional watersheds while delivering a resilient, economically responsible and high-quality water supply for all Fort Collins residents.

Council Priority

Protect community water systems in an integrated way to ensure resilient water resources and healthy watersheds.

One Water Cities Self-Assessment Framework



Self-Assessment

- Staff interviews about current performance across Framework's five pillars
- Review of City plans related to water resources, facilities, systems, programs, and practices

Visioning

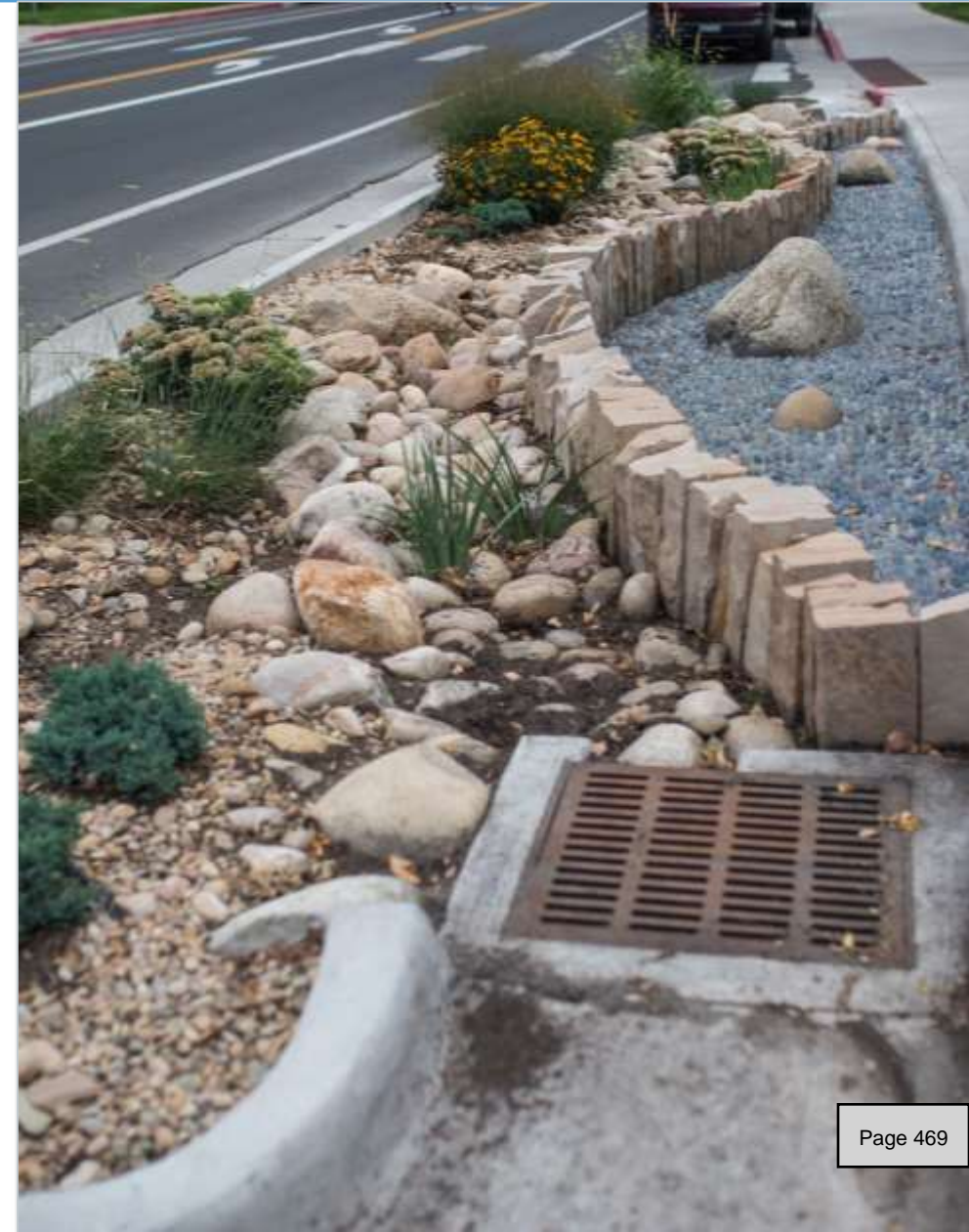
- Workshop and focus-groups to develop a One Water vision, goals and supporting actions

One Water Steering Committee

- Established cross-departmental team

One Water Action Framework Report

- Summarizes current performance levels, gaps and opportunities for advancement



Phase 1 – Current State Assessment



Through the One Water Action Framework:

We advance collaborative and holistic water management approaches that promote healthy watersheds, resilient communities, and water equity.



Phase I - Identified Needs & Opportunities

- One Water Strategic Plan
- Organizational Alignment and Culture-Building Around One Water
- One Water Project & Service Delivery
- Performance Tracking



One Water Strategic Plan Development

- 50-year planning horizon
- Refine goals & supporting actions
- Engagement & alignment strategies
- Select One Water performance metrics
- City plans alignment (City Plan, Our Climate Future, etc.)

Advance Key Supporting Actions

- One Water Utilities organizational structure refinement
- Integrated Water Resources Plan
- Comprehensive Stormwater Basin Master Plan

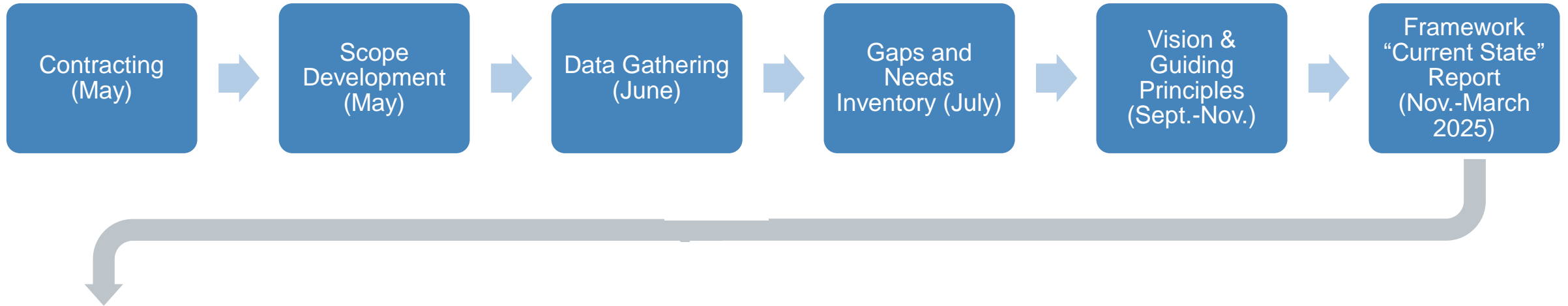
Develop Performance Tracking System

- Partnership with CSU One Water Solutions Institute



One Water Planning Timeline

Phase 1 – Self-Assessment & Onboarding (May 2024 – March 2025) **Complete**



Phase 2 – Planning & Action (May 2025 – November 2026)



Phase 3 – Performance (2026 and beyond)



Questions?