



CITY COUNCIL AGENDA
April 25, 2023, 6:00 P.M.
116 Main St., Fountain
Register to attend virtually @
www.fountaincolorado.org

1) Call to Order

2) Pledge of Allegiance

3) Roll Call

4.1) Presentations

- A Proclamation Declaring The Week Of April 23-29, 2023, As National Library Week

4.2) Board/Commission/Committee

- Reappoint Brittanie Diaz to the Park and Recreation Advisory Board (S. Huffman)
- Economic Development Commission New Board Appointee, Terrance Diaz (K. Bailey)

5) City Council Agenda Requests

City Council shall use this time to request any items for future consideration

6) Public to be Heard

Citizens may address the Council on items that are not on the agenda. Council may not be able to provide an immediate answer but will direct staff to follow up. Out of respect for the Council and others in attendance, please limit your comments to three (3) minutes or less.

7) Consent Agenda

All items listed under the Consent Agenda are considered to be routine and will be approved with one motion. There will be no separate discussion of these items unless a Council Member or citizen so requests, in which case the item may be removed from the Consent Agenda and considered separately, at the discretion of Council. (Est. time-3 min)

- A.** Approval Of The March 28, 2023, City Council Meeting Minutes (S. Huffman)
- B.** Approval Of The April 11, 2023, City Council Meeting Minutes (S. Huffman)
- C.** Request For Approval Of A Park Permit And In-Kind City Sponsorship For Thunder In The Valley Event (Aaron Twite/ S. Huffman)
- D.** Resolution No. 23-021, A Resolution To Approve The Purchase Of The Commercial Property Located At 120 E. Ohio Avenue, In The City Of Fountain. (T. Johnson)

8) Old Business

- A. Second Reading of Ordinance 1786, An Ordinance Amending Chapter 17.04 (Zoning Districts) Section 17.04.120 C.2 (Regional Commercial Dimensional Requirements) of the Fountain Municipal Code (K Martinez 5 min.)

9) New Business

- A. Consideration Of Items Removed From The Consent Agenda
- B. First Reading Of Ordinance 1787, An Ordinance Amending Chapter 15.05 (Public Safety Impact Fees) Of The Fountain Municipal Code (M. Gates est. 10 Min)
- C. Resolution 23-020, A Resolution Amending Exhibit F Of Resolution 22-023, For Costs Incurred In The Administration And Processing Of License Fees, Service Charges, Applications, Permits, Vehicle Inspection Fees And Other Fees And Charges And Authorizing The Waiver Or Reduction Of Certain Fees Or Charges. (M. Gates est. 10 Min)
- D. Community discussion regarding a possible ballot initiative of joining the Pikes Peak Rural Transportation Authority (PPRTA) (T. Evans est. 60 Min)

10) Correspondence, Comments and Ex-Officio Reports

11) Announcement of Executive Sessions

12) Adjourn

A (Administrative Action) QJ (Quasi-Judicial Action) L (Legislative Action)

**NEXT REGULAR COUNCIL MEETING
May 9, 2023**



Proclamation

DECLARING THE WEEK OF APRIL 23-29, 2023, AS NATIONAL LIBRARY WEEK

WHEREAS, libraries like Fountain Library of Pikes Peak Library District and Grant Library at Fort Carson exist to foster community and connect people with the resources and information they need to achieve their goals and reach for their full potential;

WHEREAS, libraries and librarians build strong communities through services, programs, collections, meeting spaces and partnerships that support education, employment, entrepreneurship, empowerment, collaboration and civic engagement;

WHEREAS, libraries provide safe and welcoming public spaces for all members of the community to access information and resources, connect with others, and freely exchange information and ideas;

WHEREAS, libraries and librarians open up a world of possibilities through innovative programs, classes and events, job search resources, online databases and learning tools, and the power of reading;

WHEREAS, these trusted and treasured institutions serve as an important resource for all, by offering services and opportunities that transform people's lives and strengthen communities and this year will be celebrated with the theme "There's more to the Story";

NOW, THEREFORE, be it resolved that City of Fountain, Colorado, proclaim National Library Week, April 23-29, 2023. I encourage all residents to visit the library this week to explore what's new and engage with a librarian.

Done this 25th day of April 2023.

ATTEST:

Sharon Thompson, Mayor

Silvia Huffman, City Clerk



Regular City Council Meeting

Appointments-4.2A

April 25, 2023

Reappoint a Member to the Park and Recreation
Advisory Board

Summary Information

Title: REAPPOINT ONE REGULAR MEMBER TO THE PARK AND RECREATION ADVISORY BOARD

Initiator: Silvia Huffman, City Clerk

Presenter: Silvia Huffman, City Clerk

Legal Review: Yes No

Council Action

Council Information

Report to Council

Summary Overview and List of Attachments:

The purpose of this action is to re-appoint one existing member to the Park and Recreation Advisory Board.

Previous Action by City Council: N/A

Attachment: Application for Brittanie Diaz

Background Information

Member Brittanie Diaz is currently serving as a regular member of the Park and Recreation Advisory Board and has served a full term. Ms. Diaz is presently seeking reappointment for a second four-year term.

Strategic Plan Priority (if applicable):

- Facilitate responsible development, building reasonable capacity to meet future community needs.
- Diversify city financial resources and invest.
- Provide reliable access to public safety services.
- Improve the quality and availability of parks and recreation opportunities

Recommendation

Staff does not provide a recommendation on appointments. If appointed, this term would be for four years.

Proposed Motion

I move to appoint Brittanie Diaz as a regular member to the Park and Recreation Advisory Board for a four-year term.



Regular City Council Meeting

Appointments- 4.2B

EDC Board Member appointments

April 25, 2023

Summary Information

Title:

New board member appointment to the city’s Economic Development Commission; effective May 1, 2023

Initiator : Kimberly Bailey, Economic Development Director

Council Action

Presenter: Kimberly Bailey, Economic Development Director

Council Information

Legal Review: Yes No

Report to Council

Summary Overview and List of Attachments:

One new board member applicant to serve upon the Economic Development Commission; Mr. Terrence Diaz.

Previous Action by City Council: N/A

Attachment: Terrence Diaz Application

Background Information

Mr. Terrence Diaz has been a resident of Fountain for four years and owns/operates a small business within the City. Diaz wishes to compliment his FV Chamber of Commerce membership by serving upon the City’s Economic Development Commission to contribute to the city’s sustainable growth mission and broaden engagement within the business community. Per the EDC bylaws, Mr. Diaz will service a one-year inaugural term; expiring in March 2024.

Recommendation

Staff recommends appointment of the new board member application to the Economic Development Commission as term specified.

Proposed Motion

Staff proposes motion to appointment of the new board member application to the Economic Development Commission as term specified.



Regular City Council Meeting

Consent –7A
Council Meeting Minutes

April 25, 2023

Summary Information

Title:

APPROVAL OF THE MARCH 28, 2023 CITY COUNCIL MEETING MINUTES

Initiator : City Clerk Huffman

Presenter: City Clerk Huffman

Legal Review: Yes No

Council Action

Council Information

Report to Council

Summary Overview and List of Attachments:

The attached minutes were compiled as the result of the March 14, 2023 City Council Meeting Minutes

Attachments: Above Referenced Meeting Minutes

Background Information

Strategic Plan Priority (if applicable):

- Facilitate responsible development, building reasonable capacity to meet future community needs.**
- Diversify city financial resources and invest.**
- Provide reliable access to public safety services.**
- Improve the quality and availability of parks and recreation opportunities**

Recommendation

Staff recommends approval.

Proposed Motion

Motion to approve shall be included under the consent agenda.

CITY COUNCIL MEETING
March 28, 2023

1) Call to Order

Mayor Thompson called the meeting to order at 6:00P.M.

Mayor Thompson asked for a moment of silence for the lives lost in the recent incident in Nashville.

2) Pledge of Allegiance

The pledge of Allegiance was recited.

3) Roll Call

Roll call found the following members present:

Mayor Thompson

Mayor Pro Tem Estes

Council Member Cory

Council Member Rick

Council Member Applegate

Council Member Duncan

Council Member Hinton notified staff of his absence.

4 (1) Presentations

Department Update: Utilities

Utility Director Blankenship updated Council on recent accomplishments, current major initiatives, water and electric rates, and current challenges.

Mayor Thompson asked about the solar array on the substation off Duckwood and when it will be functioning.

Utility Director Blankenship stated there is a delay in receiving the transformer but hopefully soon.

4 (2) Board/Commission/Committee Appointments

There were no appointments.

5) City Council Agenda Requests

There were no requests.

6) Public to be Heard

There was no public to be heard.

7) Consent Agenda

- A. Approval Of The March 14, 2023 City Council Meeting Minutes**
- B. Request For Approval Of A Park Permit And In-Kind City Sponsorship For Bark In The Park. (S. Huffman)**
- C. Request For Approval Of A Park Permit And In-Kind City Sponsorship For Field Of Drinks Brew Fest. (S. Huffman)**
- D. Resolution 23-013, A Resolution Amending The 2022 Revised City Of Fountain Employee Policies & Procedures Handbook. (C. Brisnehan)**
- E. Resolution 23-014, A Resolution To Adjust The Transportation Impact Fee (B. Sheets)**

Council Member Applegate made a motion to approve the consent agenda, seconded by Council Member Cory. All members voted yes (6-0); the motion carried.

8) Old Business

- A. Second Reading Of Ordinance 1784, An Ordinance Approving The Mesa Ridge Overall Development Plan Amendment No. 5, Generally Located Southeast Of The Intersection Of Mesa Ridge Parkway And Powers Boulevard, And Hereinafter More Specifically Described In Exhibit “A” And Exhibit “B”**

Planning Supervisor Martinez stated there has been one addition to the conditions requested and no changes to the ordinance since first reading.

Council Member Rick confirmed that Link Road would be realigned to the East of the private property.

Council Member Cory verified that road inspections and standards are more stringent than they were when Cross Creek subdivision was built.

Mayor Thompson asked if the developer could implement or require water conservation landscaping.

Tim Siber, Developer, noted that his company is currently implementing that in all of their communities and plans on doing the same for Mesa Ridge.

City Attorney Johnson read an email that was mailed to all Council members from Robert Heydorn, resident. He noted several concerns regarding the Mesa Ridge proposal including current road infrastructure.

Council Member Applegate asked about the current roads in phase I of this subdivision and stated that he would like them repaired prior to building.

Planning Supervisor Martinez stated that the roads were built in the proposed phase 1 more than 20 years ago and have already been accepted by the City for warranty purposes.

Council Member Rick made a motion to approve Ordinance 1784 on second reading with the following conditions:

1. The applicant/developer and/or property owner may be required to participate in a fair and equitable manner for future intersection or signal improvements at the Mesa Ridge Parkway intersections with Powers Boulevard, Wayfarer Drive, Autumn Glen Avenue, Spring Glen Drive, and Marksheffel Road. The developer’s general design, construction

and/or financial responsibilities regarding the final intersection or signal improvements shall be determined with final plat approval(s), and County access permits.

2. Link Road shall continue north into the Mesa Ridge Development with connections to either Cross Creek Parkway or Mesa Ridge Parkway. Final alignment shall be determined with development plan for that area.

The motion was seconded by Council Member Duncan. All members voted yes (6-0); the motion carried.

9) **New Business**

A. Consideration Of Items Removed From The Consent Agenda

There were no items removed.

B. Resolution 23-015, A Resolution Approving First Amendment To Mesa Ridge Annexation Agreement Between The City Of Fountain, Colorado And CSI No. 9, LLC, Carolyn S. Jenkins, Chris Marc Chad, LLC, And David D. Jenkins, Generally Located Southeast Of The Intersection Of Mesa Ridge Parkway And Powers Boulevard And Hereinafter More Specifically Described.

Planning Director Martinez reported that the landowners have asked the city for modifications to the existing annexation agreement. The changes to the annexation agreement include Land Use, Public Facilities, and the term of the agreement.

Mayor Thompson verified that this agreement can be amended prior to its expiration.

C. First Reading Of Ordinance 1785, An Ordinance Amending Chapter 18.04 (Building Code) Of Title 18 (Building Codes) Of The Fountain Municipal Code, As Amended, Pertaining To The Adoption Of The Pikes Peak Regional Building Code, 2023 Edition.

City Attorney Johnson stated in 2022, PPRBD went through an extensive process to evaluate the PPRBC and adopt amendments and create the 2023 Edition. The City of Fountain can adopt these changes to the PPRBC through this ordinance at the recommendation of PPRBD.

Roger Levell, PPRBD reported that the amendments include the 2021 International Building Code; International Residential Code; International Mechanical Code; International Fuel Gas Code; International Energy Conservation Code; International Existing Building Code; and International Pool & Spa Code. He stated there was extensive review by staff, public comments, and Board reviews.

City Manager Trainor thanked the staff at PPRBD for all of their work on this project and for a great partnership.

Council Member Applegate made a motion to approve Ordinance 1785, seconded by Council Member Duncan. All members voted yes (6-0); the motion carried.

D. Resolution No. 23-016 A Resolution Amending The Appropriation Of Fiscal Year (FY) 2023 Budgeted Funds.

Finance Director Lewis stated that City Council adopted a budget for the FY 2023 on November 15, 2022. Final numbers for 2022 expenditures on capital projects were not available until March of 2023. Staff is therefore recommending formal approval by City Council to amend the 2023 General, Water, Electric, Conservation Trust, Street Capital Improvements, and Public Transportation Funds for those 2022 budgeted but unspent/not completed capital projects that are now anticipated to be spent in 2023. In addition, staff are now aware of certain required 2023 expenditures that were not included in the 2023 adopted budget, for a variety of reasons. These include but are not limited to; non-capital items previously appropriated, specific expenditures for which we have received grants, expenditures of restricted ARPA grant funds, and additional amounts required for computer upgrades in cybersecurity.

Mayor Pro Tem Estes made a motion to approve Resolution 23-016, seconded by Council Member Cory. All members voted yes (6-0); the motion carried.

10) Correspondence, Comments and Ex-Officio Reports

City Attorney Johnson stated that there are additional settlements regarding the opioid crisis that the city will be joining.

Administrative Services Director Trylch reported that the online survey closes tomorrow and thus far the city have received over 700 responses. He noted that Magellen will be at the city on Monday to address any concerns.

Mayor Thompson read a letter from Council in opposition to SB 23-213 concerning affordable housing and land use authority.

Council Member Rick stated he has been contacted by resident John Chamberlin. Mr. Chamberlin suggested partnering with Fort Carson to have them supply dumpsters in an accessible area since the recycle center will be closing.

Mayor Pro Tem Estes reported on the upcoming El Paso County Fair Housing event scheduled for April 14th at the Senior Center.

Council Member Duncan stated the former County Commissioner Jim Reed retired and asked staff to send a card to him for his great partnership with the city. She then asked the status of HB 23-1090 regarding Metro Districts.

City Manager Trainor noted that CML has that bill on monitor.

11) Announcement of Executive Sessions

City Clerk Huffman requested the following executive sessions:

- **Pursuant to C.R.S. Section 24-6-402(4) for the Purpose of Review, Approval, and Amendment of Executive Session Minutes**
- **Pursuant to C.R.S. Section 24-6-402(4)(a) to discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest**
- **Pursuant to C.R.S. Section 24-6-402(4)(b) for the purpose of receiving legal advice on specific legal questions.**

Council Member Duncn made a motion to hold the executive sessions as requested, seconded by Council Member Rick. All members voted yes (6-0); the motion carried.

12) Adjourn

There being no further business, Mayor Thompson declared the meeting adjourned at 7:39 P.M.

City Clerk

Mayor



Regular City Council Meeting

Consent –7B

Council Meeting Minutes

April 25, 2023

Summary Information

Title:

APPROVAL OF THE APRIL 11, 2023, CITY COUNCIL MEETING MINUTES

Initiator : City Clerk Huffman

Presenter: City Clerk Huffman

Legal Review: Yes No

Council Action

Council Information

Report to Council

Summary Overview and List of Attachments:

The attached minutes were compiled as the result of the March 14, 2023, City Council Meeting Minutes

Attachments: Above Referenced Meeting Minutes

Background Information

Strategic Plan Priority (if applicable):

- Facilitate responsible development, building reasonable capacity to meet future community needs.**
- Diversify city financial resources and invest.**
- Provide reliable access to public safety services.**
- Improve the quality and availability of parks and recreation opportunities**

Recommendation

Staff recommends approval.

Proposed Motion

Motion to approve shall be included under the consent agenda.

CITY COUNCIL MEETING
April 11, 2023

1) Call to Order

Mayor Thompson called the meeting to order at 6:00P.M.

2) Pledge of Allegiance

The pledge of allegiance was recited.

3) Roll Call

Roll call found the following members present

Mayor Thompson

Mayor Pro Tem Estes

Council Member Hinton

Council Member Rick

Council Member Applegate

Council Member Cory Applegate (joined the meeting at 6:08pm)

Council Member Duncan

4 (A) Presentations

- **El Paso County Public Health Department Presentation For National Public Health Week**

A representative from El Paso County Public Health Department shared a video of the service they provide and announced the drug take back event happening on April 22 at the Fountain Library and the Security Fire Department.

- **Magellan Strategies Brief To Council And The Public On The Street Funding Voter Opinion Survey**

David Flaherty from Magellan Strategies shared the results for the 2023 Pikes Peak Rural Transportation Authority Ballot Measure Survey that was conducted March 15th to 29th, 2023. He explained that the primary objective of the survey was to measure voter support and opposition levels for a 1% sales tax to join the Pikes Peak Rural Transportation Authority (PPRTA). The survey educated respondents about the benefits and reasons why the City is considering joining the PPPRTA. Seven hundred forty-one (741) registered voters participated, 59% were in favor, 29% we opposed, 12% were undecided.

Resident (online) inquired if we were already paying into the PPRTA why do we not receive any funding. City Manager Trainor explained that only the members receive any funding. He explained that the City went to legislation to fight for it, and was denied because any property within the boundaries are automatically included into the PPRTA.

City Manager Trainor stated that the slides from the presentation would be available on the City Website tomorrow for the public view.

Mayor Thompson explained that no decision would be made at this meeting but will need to be made by the second meeting of May.

4 (B) Board/Commission/Committee Appointments

- **Appoint Patricia Heath to a 2nd term on the Park and Recreation Advisory Board**

Deputy City Clerk Carneal stated that Patricia Heath has completed her first term and has expressed her interest in serving a second 4 year term on the Park and Recreation Advisory Board.

Council Member Rick made a motion to appoint, seconded by Council Member Hinton. All members voted yes (7-0); the motion

5) City Council Agenda Requests

There were no agenda requests

6) Public to be Heard

Resident Mr. Sawltwadell expressed his concerns with speeding vehicles throughout the city especially in the school zones.

Chief Heberer addressed his comments about aggressive drivers. He stated that he would reach out to him directly for further discussion of his concerns.

7) Consent Agenda

- A. Resolution 23-018, A Resolution To Approve The Professional Services Agreement Task Order Between The City Of Fountain And RESPEC Company, LLC For Preliminary Design And Permitting Of The Fountain Reservoir Project. (T Murphy)**

Mayor Pro Tem Estes made a motion to approve the consent agenda, seconded by Council Member Rick. All members voted yes (7-0); the motion carried.

8) Old Business

- A. Second Reading Of Ordinance 1785, An Ordinance Amending Chapter 18.04 (Building Code) Of Title 18 (Building Codes) Of The Fountain Municipal Code, As Amended, Pertaining To The Adoption Of The Pikes Peak Regional Building Code, 2023 Edition. (T. Johnson est. 5 min.)**

City Attorney Johnson stated that there have been no changes to Ordinance 1785 from first reading.

Council Member Applegate made a motion to approve, seconded by Council Member Duncan. All members voted yes (7-0); the motion carried.

9) New Business

- A. Consideration Of Items Removed From The Consent Agenda**

There we no items removed from the Consent agenda

- B. Public Hearing And Resolution 23-017, A Resolution Adopting The City Of Fountain Three Mile Plan For 2023. (K Martinez 5 min.)**

Planning Supervisor Martinez stated that C.R.S. 31-12-105(1)(e) places limits on municipalities that annex land that “no annexation may extend their boundaries by more than 3 miles in any one direction in any one year.” It mandates that municipalities have a Three-Mile Plan in place, and the plan must be updated annually. She explained that there have been no changes to the three mile plan since 2021, and Public Notification was published in the Gazette. She shared a map of the previously adopted a Comprehensive Plan, and the Fountain Annexation 3 mile plan. Planning Commission approved Resolution 23-017 on April 5, 2023 with a vote of 4-0. Resolution 23-017 would comply with the Statutory requirements, and staff recommends approval of Resolution 23-017 adopting the City of Fountain Three Mile Plan for 2023.

Council Member Duncan made a motion to approve, seconded by Council Member Hinton. All members voted yes (7-0); the motion carried.

C. First Reading of Ordinance 1786, An Ordinance Amending Chapter 17.04 (Zoning Districts) Section 17.04.120 C.2 (Regional Commercial Dimensional Requirements) of the Fountain Municipal Code (K Martinez 10 min.)

Planning Supervisor Martinez presented a request to amend the code to eliminate the minimum lot widths and depths within the Regional Commercial (RC) zone district. The change would encourage a wide variety of commercial development within our community, and can assemble commercial lots in the most effective manner. All other development standards will remain the same.

Resident Couch inquired if the odd shapes would cause any new problems that the current standard left empty space traditionally used for parking. Martinez stated no.

Commissioner Rick inquired if the change would affect the easements for utilities. Utility Director Blankenship stated that it would allow more than adequate space for standard size.

Council Member Cory made a motion to approve, seconded by Council Member Applegate. All members voted yes (7-0); the motion carried.

D. Resolution No. 23-019, A Resolution Authorizing The Utilities Director To Enter Into The Water Treatment Contract Between The Fountain Valley Authority And The City Of Colorado Springs, The City Of Fountain, Security Water District, Stratmoor Hills Water District And Widefield Water And Sanitation District For Continued Water Conveyance, Treatment, And Delivery Services. (T Murphy 5 min.)

Water Resource Engineer Murphy gave an overview of the structure, purpose, and participants of the Fountain Valley Authority (FVA). He explained that Fountain has 9.95% ownership stake and allocation of infrastructure capacity, and receives physical Southern Delivery System (SDS) water through the FVA system under a ‘Swap Agreement’ with CSU. Deliveries through FVA supply approx. 70% of Fountain’s annual water. The original 1979 Contract expired in 2019. Services have continued under a temporary agreement pending a new 40-year Contract (through 2063) executed by all members and FVA. The proposed agreement has similar terms to the original, and includes new language to handle shutdowns/maintenance and language for TABOR. FVA expenses are part of the Utilities annual budget approved by Council.

Council Member Rick verified that a request for a water rate increase would not be coming before the Council in the future to fund the agreement. Murphy reiterated that the cost is already part of the annual budget process. Council Member Applegate inquired if the 9.95% included the Southern Delivery System water also. Murphy explained that it is only the base amount through the FVA contract.

Council Member Hinton inquired about any maintenance fees were paid. Murphy explained that it is a fixed cost of 9.95% of any cost incurred.

Mayor Pro Tem Estes made a motion to approve, seconded by Council Member Applegate. All members voted yes (7-0); the motion carried.

10) Correspondence, Comments and Ex-Officio Reports

City Manager Trainor shared that the Department of Mortar Vehicle kiosk has had some technical issues with the implementation. Notice will be given when it is corrected. He announced that PPIR is hosting a race event the evening on July 1, to included concerts, drone show, and fireworks. Announcements will be from PPIR starting April 12th, and the city will be supporting this event.

Fire Chief Graham reminded everyone of Autism Night Out on April 18th at Metcalf Park. The Police Department and the Transportation Department will there. There is no age limit for attendees.

Chief Heberer stated that his department is working hard on the homicide that happened over the weekend. He thanked Mayor and Rep. Ratcliffe for the tribute to Julian on the house floor this coming weekend. He announced his support the event at PPIR. Hiring is starting for Police Department and they are currently in negotiations with School District 8 to provide SRO's to all the schools on Fort Carson at the request of Fort Carson. An MOU will be coming to the council in the future. He thanked Mr. Lender for the donation of gym equipment to the public safety.

Council Member Duncan attended the Advance Clear Truck Rule Making in Denver and spoke on behalf of herself. She expressed her concerns with toxic pollutions and stated we should be aware of them within our community and state. She congratulated the new Council Members for City of Colorado Springs as their election has concluded. She encouraged the public to get engaged and be informed of legislative bills, that information is available online to review. Citizens are able to testify by phone or in person. She announced that CML is looking for board members in July and inquired if any members of the Council were interested.

Council Member Applegate congratulated the Police Department for the work of the SRO program and that the request from Fort Carson reflects that program.

Mayor Pro Tem Estes reminded the public that El Paso County is holding a Fair Housing Event April 14th at the Fountain Valley Senior Center.

Council Member Hinton recognized the Parks and Recreation Departments for the play structure going up in Metcalf Park.

Council Member Rick stated that the number of traffic tickets written does not measure the amount of safety provided. He also expressed that the City does not write traffic tickets for the purpose of revenue.

Mayor Thompson expressed her concerns with Senate Bill SB213 allowing for single family residential loats to become apartments without any local approval or guidelines. It would largely impact our utility services and public safety is not addressed. This would take away the right of our city, and requested that Citizen help to kill this bill.

11) Announcement of Executive

Deputy City Clerk Carneal requested the following executive sessions:

1. Pursuant to C.R.S. Section 24-6-402(4) for the Purpose of Review, Approval, and Amendment of Executive Session Minutes
2. Pursuant to C.R.S. Section 24-6-402(4)(f)

Commissioner Rick made a motion to hold the executive sessions as requested, seconded by Council Member Hinton. All members voted yes (7-0); the motion carried.

12) Adjourn

There being no further business, Mayor Thompson declared the meeting adjourned at 7:28 P.M.

Deputy City Clerk

Mayor



Regular City Council Meeting

Consent –7C

Thunder in the Valley

April 25, 2023

Summary Information

Title:

REQUEST FOR APPROVAL OF A PARK PERMIT AND IN-KIND CITY SPONSORSHIP FOR THUNDER IN THE VALLEY EVENT

Initiator : City Clerk Huffman

Presenter: City Clerk Huffman

Legal Review: Yes No

Council Action

Council Information

Report to Council

Summary Overview and List of Attachments:

Thunder in the Valley is hosting their annual event on July 7-8 in John Metcalfe Park.

Attachment:

Application

Cost Estimate

Background Information

Thunder in the Valley has submitted an application for their Annual cruise and Car Show. The application is requesting in-kind sponsorship in the form of waiving rental fees and cost for public safety during this event.

Strategic Plan Priority (if applicable):

- Facilitate responsible development, building reasonable capacity to meet future community needs.
- Diversify city financial resources and invest.
- Provide reliable access to public safety services.
- Improve the quality and availability of parks and recreation opportunities

Recommendation

Staff recommends approval.

Proposed Motion

Motion to approve shall be included under the consent agenda.

City of Fountain Colorado
Event Permit Application



Date Received: 4-5-2023
Check or Cash: _____

Are you requesting sponsorship from City Council (Yes) (No) _____

Event Title: Thunder in the Valley Car Phone Number: 719-645-0053

Entity Name: Thunder in the Valley Car Show Tax ID Number: _____

Applicant Name and Title: Aaron Twite Sgt At Arms

Address: 1406 W. Vermijo Ave

Email Address: Twite2725@gmail.com

Description: (Describe what your event is about, who and what will be involved, how it will operate and any other information that you feel is important that will help us make a determination on whether to approve or deny your event): The Event is A Car Show

to bring the community out for the public to enjoy nice cars
Good food & Great vendors this will be our 19th year Here
in Fountain Hand Hope to go 21 years more

Location of Event: Metcalfe Park

For official use only

City Authorization:

City Clerk: Silvia Hoffman

Comments:

Set up date and time: July 7th 2pm Dismantle date and time: July 8th 5pm

Event Start date and time: July 7th 2pm End date and time: July 8th 6pm

Anticipated Attendance to include participants: ~~250~~ 2500 Number of Vehicles: 250

Will there be an admission registration fee? Yes NO Cost: 35.00

Please provide website or Facebook page for your event: Thunder in the Valley Show.com

IF YOUR EVENT WILL INVOLVE ALCOHOL YOU MUST CONTACT THE CITY CLERK'S OFFICE AND THEY WILL ADVISE YOU ON THE PROCESS TO OBTAIN A LIQUOR LICENSE. YOU MAY HAVE BEER IN CANS ONLY (NOT FOR SALE).

IF YOU ARE POSTING SIGNS YOU MUST HAVE A SIGN PERMIT.

Are there plans to sell or distribute beer or wine at your event? Yes NO

Will you be posting signs around the community to market you event? Yes No

A Certificate of Insurance must be received by the City of Fountain prior to approval and issuance of your Special Event Permit.

The applicant will need commercial general liability insurance which names, as Additional Insured, the "City of Fountain, its officers, employees and agents," and any other public entities impacted by your event to which this permit applies. Insurance coverage must be maintained for the duration of the event including setup and dismantle dates.

Name of Insurance Agency: Markel Ins. Company, I.E. Hugerty

Address: 141 Rivers Edge dr. City: Traverse City State: Mi Zip: 49684

Phone number: 719-696-1453

Contact Person: Holly Jordan

Policy Type: Commercial Liability

Policy Amount: 1,000,000.00

Policy Number: CV610365-02

The following departments may provide and charge additional services. You will be provided cost estimates in your Agreement packet.

POLICE: Public Safety Personnel: How many? 2

STREETS/PARKS: Personnel, Equipment (cones, barricades, no parking signs): How many? 15 tables for Friday the 7th

STREETS/PARK: Cleanup Personnel, Dumpster(s), trash receptacles, event site preparation and restoration. How many? 2

FIRE: Paramedics, Inspectors: How many? 1

Note: The City does not provide tents, Port-O-Lets, tables and chairs.

If you are requesting City Council sponsorship, please provide a summary of the benefit to the City and/or the Citizens of Fountain. If sponsorship is approved, the City requires public recognition of the City on all marketing material. Please see City Clerks Office for logo.

Our car Show with the Citys Help Has Brought 18 years
Of classic car enjoyment to the community we can only hope
we ~~continue~~ continue to receive the outstanding support
from the city

Review and check all conditions which apply to this event: Note the corresponding obligation for each condition.

<u>Condition</u>	<u>Comments/Details</u>	<u>Obligation</u>
<input type="checkbox"/> Public Invited		General Liability Insurance (City Clerk)
<input checked="" type="checkbox"/> Located in Park		Park Permit (City Clerk)
<input checked="" type="checkbox"/> Vending Product/Merchandise Sales		City of Fountain Business License (City Clerk)
<input checked="" type="checkbox"/> Vending Food/Beverage		Health License (Contact El Paso County Public Health)
<input checked="" type="checkbox"/> Vendors/Exhibitors	How Many?	20
<input type="checkbox"/> Vending Beer/Wine		Alcohol Permit--additional insurance required (City Clerk)
<input checked="" type="checkbox"/> Erecting Tents	How Many? 20	Parks/Streets Department
<input type="checkbox"/> Fence Installation	What Type?	Parks/Streets Department
<input type="checkbox"/> Other Structures	What Structure?	Parks/Streets Department
<input type="checkbox"/> Open Flame Food Preparation		Fire Inspection Permit (Fire Department)
<input type="checkbox"/> Require Street Closure		Parade or Street Closure Permit (Police Department)
<input checked="" type="checkbox"/> Car Show	How Many? 250 Imperemable Barrier must be used under car	
<input type="checkbox"/> Grills	How Many?	
<input checked="" type="checkbox"/> Amplified Sound	<input type="checkbox"/> Performers <input checked="" type="checkbox"/> Announcement Only	
<input checked="" type="checkbox"/> Security	<input type="checkbox"/> Daytime-Private <input type="checkbox"/> Overnight-Private <input checked="" type="checkbox"/> Event Time Frame-Fountain PD	
<input checked="" type="checkbox"/> Sanitary Facilities (Port-o-Lets)	No. of Regular Units <u>2</u> No. of Disabled Units <u>2</u> No. of Hand Washing Units <u> </u>	
<input type="checkbox"/> Off-site Parking/Shuttle		
<input type="checkbox"/> Semi-Truck/ Tractor Trailer		
<input type="checkbox"/> Barricade and Street Blockage	Address for Drop Off:	Parks/Streets Department

Describe the economic benefit that this event will bring to the City of Fountain.

*this Event provides Cardio exercise due to the Amount of walking
to see the cars we also bring Buissines more people for the weekend*

Please provide an event map that includes the following information

(If the item does not apply please write N/A in the space provided)

___ Provision of minimum twenty feet (20') emergency access lanes throughout the event venue.

N/A ___ Location of first-aid facilities and ambulances.

___ Location of all stages, platforms, scaffolding, bleachers, grandstands, canopies, tents, portable toilets, booths, beer gardens, cooking areas, trash containers and dumpsters, and other temporary structures.

___ A detailed or close-up of the food booth and cooking area configuration including booth identification of all vendors cooking with flammable gases or barbecue grills.

___ Generator locations and/or source of electricity.

___ Placement of vehicles and/or trailers.

___ Exit locations for outdoor events that are fenced and/or locations within tents and tent structures.

Certification:

I/we certify that the information contained in the forgoing application is true and correct to the best of my/our knowledge and belief; that I/we have read, understand and agree to abide by the requirements, rules and regulations governing the proposed Event Permit under the City of Fountain. I/we certify that the event will be open to the public and that individuals will not be barred from participation due to race, creed, color, national origin, sex, age, or physical impairment. I/we agree to comply with all other requirements of the City, County, State, Federal Government, and any other applicable entity which may pertain to the use of the event venue and the conduct of the event. I/we agree to pay all fees and taxes; and the City shall not be liable for the payment of such taxes. I/we agree to abide by the requirements of the Public Events Permit, and further certify that I/we, on behalf of the Host Organization, am also authorized to commit that organization; and therefore, agree to be financially responsible, in conjunction with the Host Organization, for any costs and fees that maybe incurred by or on behalf of the Event to the City of Fountain. I/we hold the City of Fountain and all its entities harmless against all liability.

Print Name of Host Organization: Thunder in the Valley

Name of Authorized Representative Aaron Twine

Signature: 

Date: Apr. 5th 2023

Review and Approval Process:

1. Complete application for public event and turn it in to the City Clerk's office at City Hall.
2. City Clerk will review and coordinate with other city departments as needed.
3. Fountain Parks Department will coordinate an Event Review (ER) meeting with appropriate city staff and event organizer.
4. The event organizer will provide a detailed event layout via the aerial maps provided and will return the map to the parks department for review.
5. If the event application needs special permit approval from City Council, the event organizer will be notified by the City Clerk for Council meeting date and time of appearance.
6. Payment for permit will be required at the Event Review Meeting.

Thunder in the Valley

City In-Kind Value Request:

Permit Deposit	\$150.00
Gazebo Rental	\$200.00
Electricity	\$100.00
Park Staff	\$972.00
Street Staff	\$295.00
Fire/EMS	\$540.00
Police	\$700.00
Rental	\$85.00
Supplies	\$35.00
3 Digital Kiosks AD	\$150.00

Total	\$3,227.00
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Regular City Council Meeting

Consent- 7D

Building Purchase

April 25, 2023

Summary Information

Title:

RESOLUTION NO. 23-021, A RESOLUTION TO APPROVE THE PURCHASE OF THE COMMERCIAL PROPERTY LOCATED AT 120 E. OHIO AVENUE, IN THE CITY OF FOUNTAIN.

Initiator: Scott Trainor, City Manager

Presenter: Troy Johnson, City Attorney

Legal Review: Yes No

Council Action

Council Information

Report to Council

Summary Overview and List of Attachments:

The purpose of this action item is for City Council to consider approval of Resolution 23-XXX, that authorizes the purchase of the commercial real estate located at 120 E. Ohio Ave., historically the location of the Fountain Valley News.

Background Information

Following the closure of the Fountain Valley News, the newspaper no longer has a need to own or occupy the building. Considering its proximity to City Hall, the City had the building appraised and offered to purchase the entire parcel for \$225,000.00. No decisions have been made regarding use of the property at this point.

Strategic Plan Priority (if applicable):

Transportation Infrastructure

Telecommunications Technology and Capabilities.

Distribution of Public Safety Resources

Improve the Availability of Venues Which Support Community Activities

Recommendation

Staff recommends the approval of the resolution and authorizes staff to execute the Contract to Purchase.

Proposed Motion

"I move to approve Resolution 23-021."



RESOLUTION 23-021

A RESOLUTION TO APPROVE THE PURCHASE OF THE COMMERCIAL PROPERTY LOCATED AT 120 E. OHIO AVENUE, IN THE CITY OF FOUNTAIN.

WHEREAS, The City of Fountain has identified the opportunity to purchase the building in which the Fountain Valley News has historically been located and is adjacent to City Hall; and

WHEREAS, the location is ideal to be used for undecided City purposes; and

WHEREAS, staff has negotiated and agreed upon a contract for the purchase of real property for this location, subject to City Council approval; and

WHEREAS, the City Council of the City of Fountain desires to enter into a Contract to Purchase Commercial Real Estate with the Seller, Kathryn Ann Wiese Living Trust.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Fountain, Colorado, as follows:

1. The Mayor, City Manager or other representatives of the City delegated by the Mayor or City Manager are hereby authorized to execute the Contract to Purchase Commercial Real Estate with Kathryn Ann Wiese Living Trust.
2. The above authorization extends to the related documents necessary to achieve the identified and approved agreement and to close on the sale of the property.

Done this 25th day of April, 2023.

Sharon Thompson, Mayor

ATTEST:

Silvia Huffman, City Clerk



Regular City Council Meeting

Old Business –8A

Zoning Ordinance Amendment – RC zone district

April 25, 2023

Summary Information

Title:

SECOND READING OF ORDINANCE 1786, AN ORDINANCE AMENDING CHAPTER 17.04 (ZONING DISTRICTS) SECTION 17.04.120 C.2 (REGIONAL COMMERCIAL DIMENSIONAL REQUIREMENTS) OF THE FOUNTAIN MUNICIPAL CODE

Initiator : Kristy Martinez, AICP, Planning Supervisor

Presenter: Kristy Martinez, AICP, Planning Supervisor

Legal Review: Yes No

Council Action

Council Information

Report to Council

Summary Overview and List of Attachments: Proposed amendment to the dimensional standards of the Regional Commercial (RC) zone district, more specifically eliminating the minimum lot width and depth.

Attachments:

Ordinance 1786

Background Information

Section 17.04.120 C.2. of the Fountain Municipal Code requires a minimum lot width of 150 feet and a minimum depth of 150 feet of lots within the RC zoned district. The intent of the RC zone district is to encourage a broad range of commercial services by encouraging a mix of complementary commercial uses.

As commercial land developments, a variety of lot sizes (including the lot widths and depths) are desirable as the land is marketed toward a variety of end user tenants such as quick-serve restaurants, lodging and other retail establishments. As such, having a minimum lot widths and depths severely restricts commercial land brokers from effectively marketing larger commercial developments.

By eliminating the minimum lot widths and depths within the RC zone district, this will encourage a wide variety of commercial development within our community and can assemble commercial lots in the most effective manner. The RC zone district will retain a minimum lot size of one-half acre to allow for adequate space for placement of structures, parking, landscape and drainage.

If approved, all other dimensional standards within the district will remain the same.

Strategic Plan Priority (if applicable):

Transportation Infrastructure

Telecommunications Technology and Capabilities.

Distribution of Public Safety Resources

Improve the Availability of Venues Which Support Community Activities

Recommendation

Planning Commission Recommendation: On April 5, 2023, the City Planning Commission voted 4 to 0 to recommend approval of the proposed amendment.

Staff recommends approval of Ordinance 1786 on second reading. There have been no changes to the ordinance.

Proposed Motion

"I motion to approve Ordinance 1786 on second reading".

ORDINANCE NO. 1786

AN ORDINANCE AMENDING CHAPTER 17.04 (ZONING DISTRICTS) SECTION 17.04.120 C.2 (REGIONAL COMMERCIAL DIMENSIONAL REQUIREMENTS) OF THE FOUNTAIN MUNICIPAL CODE

RECITALS

1. Section 6.2 of the Home Rule Charter of the City of Fountain provides that the City Council, with regard to those legislative enactments that are of a permanent nature, shall be by ordinance.

2. In adopting these regulations, the City invokes its powers as a Home Rule Municipality and preempts and supersedes any statutory provisions regulating the zoning and development of land within the boundaries of the City to the extent permitted by law; and

3. Based upon input received from members of the public, the City of Fountain Planning Department and recommendations of the City of Fountain City Council, it is recommended that Chapter 17.04, Section 17.04.120 C.2 (Regional Commercial Dimensional Requirements) be amended and incorporated into the Zoning Ordinance of the City of Fountain as follows:

17.04.120 C.2. Minimum lot width and depth: None

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Fountain, Colorado:

Section 1. The above recitals are incorporated by reference in this Ordinance and such recitals constitute findings in support of the following ordaining sections.

Section 2. Chapter 17.04, Section 17.04.120 C.2 of the Fountain Municipal Code is hereby amended by eliminating the minimum lot width and minimum lot depth.

Section 3. This ordinance shall be in full force and effect from and after its passage and publication as provided by the City Charter.

Introduced, read by title, and passed this 11th day of April 2023, by the City Council, City of Fountain, Colorado, signed by the Mayor, and ordered published by title with a summary written by the City Clerk together with a statement that the ordinance is available for public inspection and acquisition in the office of the City Clerk in the Gazette, a newspaper of general circulation in the City of Fountain.

Sharon Thompson, Mayor

ATTEST:

Joney Carneal, Deputy City Clerk

Introduced, read by title, and passed on second and final reading on the 25th day of April, 2023, signed by the Mayor and ordered published by title in the Gazette, a newspaper of general circulation in the City of Fountain, Colorado, in accordance with the City Charter.

Sharon Thompson, Mayor

ATTEST:

Silvia Huffman, City Clerk



Regular City Council Meeting

New Business –9A

Items removed from Consent Agenda

April 25, 2023

Summary Information

Title:

CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT AGENDA

Initiator: City Clerk

Presenter: City Clerk

Legal Review: Yes No

Council Action

Council Information

Report to Council

Summary Overview and List of Attachments:

Any Items removed from the Consent agenda for further discussion shall be heard under this item

Previous Action by City Council:

Attachment:

Background Information

Strategic Plan Priority (if applicable):

Facilitate responsible development, building reasonable capacity to meet future community needs.

Diversify city financial resources and invest.

Provide reliable access to public safety services.

Improve the quality and availability of parks and recreation opportunities

Recommendation

Staff recommendations

Proposed Motion

"I move to approve"



Regular City Council Meeting

New Business-9B

Public Safety Impact Fee

April 25, 2023

Summary Information

Title:

FIRST READING OF ORDINANCE 1787, AN ORDINANCE AMENDING CHAPTER 15.05 (PUBLIC SAFETY IMPACT FEES) OF THE FOUNTAIN MUNICIPAL CODE

Initiator : Fire Marshal, Michael Gates

Council Action

Presenter: Fire Marshal, Michael Gates

Council Information

Legal Review: Yes No

Report to Council

Summary Overview and List of Attachments:

Removal of the Impact Fee Rates from Ordinance 1754. Future rate adjustments adopted by resolution at the recommendation of the Public Safety Director.

Attachments:

Proposed changes to Ordinance 1754

Background Information

Strategic Plan Priority (if applicable):

- Facilitate responsible development, building reasonable capacity to meet future community needs.
- Diversify city financial resources and invest.
- Provide reliable access to public safety services.
- Improve the quality and availability of parks and recreation opportunities

Recommendation

Staff recommends approval.

Proposed Motion

Motion to approve Ordinance 1787, on first reading.

ORDINANCE NO. 1787**AN ORDINANCE AMENDING CHAPTER 15.05 (PUBLIC SAFETY
IMPACT FEES) OF THE FOUNTAIN MUNICIPAL CODE**

WHEREAS, the City of Fountain, Colorado is municipal corporation duly organized and operating as a home-rule city under the Constitution of the State of Colorado and the Charter of the City; and

WHEREAS, it is in the best interests of the citizens of the City of Fountain (the “City”) to assure that they are provided sufficient public safety facilities; and

WHEREAS, on February 14, 2012, the Fountain City Council adopted the Public Safety Facility Master Plan; and

WHEREAS, it is anticipated that the City of Fountain will experience significant growth and development over the 20 to 40 years that will significantly increase the need for public safety services and infrastructure; and

WHEREAS, the Fountain City Council adopted Ordinance No. 1754 on December 8th, 2020, creating Title 15, Chapter 15.05 which established the ability to assess a public impact fee on new development, or annexed developed within the City of Fountain; and

WHEREAS, pursuant to Section 9.3(f) of the City Charter, the City Council is authorized to adopt and impose such fees provided that such fee is adopted and imposed by ordinance; and

WHEREAS, the City seeks to provide a source of dedicated funds for public safety capital needs as identified in the 2012 Public Safety Facility Master Plan; and

WHEREAS, the City of Fountain hereby determine that the most appropriate way to assure that the development pays its fair share of such improvements is to impose fees upon development; and

WHEREAS, the City of Fountain hereby finds that, the imposition of such fees is in the best interests of the City of Fountain; and

WHEREAS, the Public Safety Impact Fees will be collected to defray the costs of public safety capital purposes; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Fountain, Colorado:

Section 1. Impact Fees. The public safety impact fee will be assessed to residential, multi-family, commercial and industrial land uses.

The amount of the public safety impact fee charged shall be based upon the previous cost and capacity of existing facilities and modeling it for future facilities necessitated by proposed future development.

Section 2. Expenditure of Fees. The fees collected pursuant to this Ordinance by the City of Fountain shall be used exclusively for capital purposes for the City's public safety departments. Capital purposes includes, but is not limited to, such items as: facilities, vehicles (and related equipment) or equipment with a cost in excess of \$5,000 and a useful life of more than one year following the date of acquisition. Relative to facilities, capital costs would also include appropriate architectural or other consulting costs related to the facility.

Section 3. Annual Adjustment of Fees. The Public Safety Director is hereby authorized and directed to annually adjust the Public Safety Impact Fees based upon the rise of inflation of building cost, recommendations shall be based upon the Colorado Construction Cost Index Report.

Annual Adjustment of the Fees by the Public Safety Director shall be by resolution at a normally scheduled City Council meeting.

Section 4. Implementation. The City of Fountain Public Safety Director, or designee shall be responsible for implementation of this Ordinance and for promulgating such rules and regulations as may be reasonably necessary.

Section 5. Effective Date. This ordinance shall be in full force and effect from and after its passage and publication as provided by the City Charter.

Introduced, read and passed this 25th day of April, 2023, by the City Council, Fountain, Colorado, signed by the Mayor, and ordered published in the Gazette, a newspaper of general circulation in the City of Fountain, Colorado.

Mayor

ATTEST:

City Clerk

Passed on second and final reading this _____ day of _____, 2023, by the City Council, Fountain, Colorado, signed by the Mayor, and ordered published in the Gazette, a newspaper of general circulation in the City of Fountain, Colorado.

Mayor

ATTEST:

City Clerk

ORDINANCE NO. 1754

AN ORDINANCE ESTABLISHING PUBLIC SAFETY IMPACT FEES AS AUTHORIZED BY CHAPTER 15.05 (PUBLIC SAFETY IMPACT FEES) OF THE FOUNTAIN MUNICIPAL CODE

WHEREAS, the City of Fountain, Colorado is municipal corporation duly organized and operating as a home-rule city under the Constitution of the State of Colorado and the Charter of the City; and

WHEREAS, it is in the best interests of the citizens of the City of Fountain (the “City”) to assure that they are provided sufficient public safety facilities; and

WHEREAS, on February 14, 2012, the Fountain City Council adopted the Public Safety Facility Master Plan; and

WHEREAS, it is anticipated that the City of Fountain will experience significant growth and development over the 20 to 40 years that will significantly increase the need for public safety services and infrastructure; and

WHEREAS, the Fountain City Council adopted Ordinance No. 1754 on December 8th, 2020, creating Title 15, Chapter 15.05 which established the ability to assess a public impact fee on new development, or annexed developed within the City of Fountain; and

WHEREAS, pursuant to Section 9.3(f) of the City Charter, the City Council is authorized to adopt and impose such fees provided that such fee is adopted and imposed by ordinance; and

WHEREAS, the City seeks to provide a source of dedicated funds for public safety capital needs as identified in the 2012 Public Safety Facility Master Plan; and

WHEREAS, the City of Fountain hereby determine that the most appropriate way to assure that the development pays its fair share of such improvements is to impose fees upon development; and

WHEREAS, the City of Fountain hereby finds that, the imposition of such fees is in the best interests of the City of Fountain; and

WHEREAS, the Public Safety Impact Fees will be collected to defray the costs of public safety capital purposes; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Fountain, Colorado:

Section 1. Impact Fees Amend the following section to read as follows: Section 1. Impact Fees. The public safety impact fee will be assessed to residential, multi-family, commercial and industrial land uses.

Residential Impact Fee

~~Fire: Each new dwelling unit impact fee: \$820.00~~

~~Police: Each new dwelling unit impact fee: \$820.00~~

~~Multi Family Dwelling Impact Fee~~

~~Fire: Each new dwelling unit impact fee: \$492.00~~

~~Police: Each new dwelling unit impact fee: \$492.00~~

Commercial/Industrial Impact Fee

~~Fire: Each square foot of development within a building: \$0.26~~

~~Police: Each square foot of development within a building: \$0.26~~

The amount of the public safety impact fee charged shall be based upon the previous cost and capacity of existing facilities and modeling it for future facilities necessitated by proposed future development.

Section 2. Expenditure of Fees. The fees collected pursuant to this Ordinance by the City of Fountain shall be used exclusively for capital purposes for the City's public safety departments. Capital purposes includes, but is not limited to, such items as: facilities, vehicles (and related equipment) or equipment with a cost in excess of \$5,000 and a useful life of more than one year following the date of acquisition. Relative to facilities, capital costs would also include appropriate architectural or other consulting costs related to the facility.

Section 3. Annual Adjustment of Fees Amend the following section to read as follows:

Section 3. Annual Adjustment of Fees The Public Safety Director is hereby authorized and directed to annually adjust the Public Safety Impact Fees based upon the rise of inflation of building cost, recommendations shall be based upon the Colorado Construction Cost Index Report.

Annual Adjustment of the Fees by the Public Safety Director shall be by resolution at a normally scheduled City Council meeting.

Section 4. Implementation. The City of Fountain Public Safety Director, or designee shall be responsible for implementation of this Ordinance and for promulgating such rules and regulations as may be reasonably necessary.

Section 5. Effective Date. This ordinance shall be in full force and effect from and after its passage and publication as provided by the City Charter.

Introduced, read and passed this _____ day of _____, 2023, by the City Council, Fountain, Colorado, signed by the Mayor, and ordered published in the El Paso County Advertiser and News, a newspaper of general circulation in the City of Fountain, Colorado.

Mayor

ATTEST:

City Clerk

Passed on second and final reading this _____ day of _____, 2023, by the City Council, Fountain, Colorado, signed by the Mayor, and ordered published in the El Paso County Advertiser and News, a newspaper of general circulation in the City of Fountain, Colorado.

Mayor

ATTEST:

City Clerk



Regular City Council Meeting

New Business—9C

Fire Department Fee Schedule

April 25, 2023

Summary Information

Title:

RESOLUTION 23-020, A RESOLUTION AMENDING EXHIBIT “F” OF RESOLUTION 22-023, FOR COSTS INCURRED IN THE ADMINISTRATION AND PROCESSING OF LICENSE FEES, SERVICE CHARGES, APPLICATIONS, PERMITS, VEHICLE INSPECTION FEES, AND OTHER FEES AND CHARGES AND AUTHORIZING THE WAIVER OR REDUCTION OF CERTAIN FEES OR CHARGES.

Initiator: Fire Marshal, Michael Gates

Council Action

Presenter: Fire Marshal, Michael Gates

Council Information

Legal Review: Yes No

Report to Council

Summary Overview and List of Attachments:

The “Exhibit F” Fire Department Fee Schedule has not been updated since 2020. The fee schedule reflects hourly wages for employees under full-burden rates. Increase in ambulance transport rates. Also, a calculated fee for fire department plan review, to include operational permits as required by the Fire Code. The increases and additions to the fee schedule are based on regional partners’ fees.

Attachments:

Exhibit “F” Redline

Background Information

Strategic Plan Priority (if applicable):

- Facilitate responsible development, building reasonable capacity to meet future community needs.
- Diversify city financial resources and invest.
- Provide reliable access to public safety services.
- Improve the quality and availability of parks and recreation opportunities

Recommendation

Staff recommends approval.

Proposed Motion

I move to approve Resolution 23-020.



RESOLUTION 23-020

A RESOLUTION AMENDING EXHIBIT F OF RESOLUTION 22-023, FOR COSTS INCURRED IN THE ADMINISTRATION AND PROCESSING OF LICENSE FEES, SERVICE CHARGES, APPLICATIONS, PERMITS, VEHICLE INSPECTION FEES AND OTHER FEES AND CHARGES AND AUTHORIZING THE WAIVER OR REDUCTION OF CERTAIN FEES OR CHARGES

WHEREAS, the City Council desires and needs to update the City's fee schedule in order defray the costs to the City in the administration and process of services; and

WHEREAS, the fee schedule shall be reviewed annually to account for any increase or decrease in fees necessary for costs incurred.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FOUNTAIN:

Section 1. The fee schedules set forth in Exhibit "F" are hereby approved.

Section 2. The City Manager or the City Manager's designee may reduce or waive any of the fees in the following circumstances: a.) where there is an economic benefit to the City or its consumers of City services as determined by the City Council; b) any development fees for other governmental entities; c) for any development fee due to unique circumstances specific to any project, site or other development.

Section 3. This Resolution shall be in full force and effect upon approval by the City Council.

Done this 25 day of April, 2023.

Sharon Thompson, Mayor

ATTEST:

Silvia Huffman, City Clerk

EXHIBIT F
FIRE DEPARTMENT FEES

The fire department reserves the right to alter fees per agreements with Federal or State governments, for profit, and non - profit agencies.

Ambulance Transport Charges	Fees	Updated
ALS	\$1,500.00	2023
ALS 2	\$2,000.00	2023
BLS	\$1,500.00	2023
Mileage	\$29.00	2023

*ALS2 = Advanced Life Support (critical care, i.e., cardiac arrest)

*ALS = Advanced Life Support

*BLS = Basic Life Support

Emergency Services / Standby	Fees	Updated
Engine or Truck Company (Two Person)		
- Per hour (On-Duty)	\$229.57	2023
- Per hour (Late Notice or Overtime)	\$256.61	2023
Ambulance (Two Person, ALS)		
- Per hour (On-Duty)	\$150.98	2023
- Per hour (Late Notice or Overtime)	\$176.19	2023
Brush truck (Two Person)		
- First Hour (On-Duty)	\$149.57	2023
- Per hour (Late Notice or Overtime)	\$161.61	2023
Specialty vehicle (Haz-Mat, Pick-up, off road vehicle)	\$50.00	2020
- Personnel fees associated with Personnel Charges (see below)		2023

Note: At the discretion of the Fire Chief, emergency services fees for standby at events may be reduced or waived when it is deemed in the best interest of the City for safety or operational reasons. Standby services shall be provided exclusively by the Fountain Fire Department, utilizing only Fountain Fire Department equipment and personnel.

Apparatus Charges	Fees	Updated
Fire Engine or Ladder Truck	\$150.00 per hr.	2023
Ambulance	\$80.00 per hr.	2020
Rescue truck	\$105.00 per hr.	2020
Brush truck	\$70.00 per hr.	2020
Specialty vehicle ((Technical Rescue, Haz-Mat, Trailer)	\$70.00 per hr.	2023
Utility Vehicle (Pick up or UTV)	\$50.00	2023

Personnel Charges: (Per Hour)	Fees	Fees OT	Updated
Firefighter/EMT	\$33.56	\$45.40	2023
Firefighter/Paramedic	\$37.42	\$50.79	2023
Fire Lieutenant	\$46.01	\$61.21	2023
Fire Inspector/Investigator	\$43.60	\$57.39	2023
Fire Captain	\$53.24	\$71.04	2023
Battalion Chief	\$55.36	\$75.64	2023
Fire Marshal	\$65.29	\$88.32	2023
Fire Chief	\$100.21	\$100.21	2023

Reports:	Fees	Updated
Research Time (No charge for first 1 hour)	\$30.00 per hour	2020
Reports for Calls for Service (per address)	\$10.00 for first 10 pages (b/w)	2020
Additional after ten (10) pages	\$0.50 each (b/w)	2020
Copy of photograph	\$2.00 each	2020

Construction and Fire System Review Fee

Fire Protection Plan Review	Fee	Updated
Development Plan Review	\$200.00	2023

Water Plan Reviews & Inspections	Fee	Updated
Inspection first fire hydrant	\$100.00	2020
Inspection each additional hydrant	\$50.00	2020
Inspection, per fire line	\$200.00	2020
Water tank for fire suppression	\$600.00	2020

Construction Plan Reviews & Inspections	Fees	Updated
A-1 – 50,000 square feet (sq. ft.) or less	\$1,377.50	2023
A-1 – 50,000 + sq. ft. – 150,000 sq. ft.	\$1,402.50	2023
A-1 – Each additional 50,000 sq. ft. or portion thereof greater than 150,000 sq. ft.	\$1,402.50	2023
A-2 – 5,000 sq. ft. or less	\$440.00	2023
A-2 – 5,000 + sq. ft. – 10,000 sq. ft.	\$567.50	2023
A-2 – Each additional 10,000 sq. ft. or portion thereof greater than 10,000	\$567.50	2023
A-3 – 12,000 sq. ft. or less	\$440.00	2023
A-3 – 12,000 + sq. ft. – 50,000 sq. ft.	\$567.50	2023
A-3 – Each additional 50,000 sq. ft. or portion thereof greater than 50,000 sq. ft.	\$567.50	2023
A-4 – 12,000 sq. ft. or less	\$510.00	2023
A-4 – 12,000 + sq. ft. – 50,000 sq. ft.	\$740.00	2023
A-4 – Each additional 50,000 sq. ft. or portion thereof greater than 50,000 sq. ft.	\$740.00	2023
A-5 – 10,000 sq. ft. or less	\$510.00	2023
A-5 – 10,000 + sq. ft. – 50,000 sq. ft.	\$1,300.00	2023
A-5 – Each additional 50,000 sq. ft. or portion thereof greater than 50,000 sq. ft.	\$1,300.00	2023
B – 10,000 sq. ft. or less	\$312.50	2023
B – 10,000 + sq. ft. – 50,000 sq. ft.	\$370.00	2023
B – 50,000 + sq. ft. – 100,000 sq. ft.	\$567.50	2023
B – Each additional 50,000 sq. ft. or portion thereof greater than 100,000 sq. ft.	\$567.50	2023
E – New construction and additions	\$1,135.00	2023
E – Remodels	\$312.50	2023
F-1 – 12,000 sq. ft. or less	\$497.50	2023
F-1 – 12,000 sq. ft. – 50,000 sq. ft.	\$765.00	2023
F-1 – Each additional 50,000 sq. ft. or portion thereof greater than 50,000 sq. ft.	\$765.00	2023
F-2 – 12,000 sq. ft. or less	\$370.00	2023
F-2 – 12,000 + sq. ft. – 50,000 sq. ft.	\$625.00	2023

<u>F-2 – Each additional 50,000 sq. ft. or portion thereof greater than 50,000 sq. ft.</u>	\$625.00	2023
<u>H – All groups</u>	\$440.00	2023
<u>I-1, I-2 – 50,000 sq. ft. or less</u>	\$440.00	2023
<u>I-1, I-2 – 50,000 + sq. ft. – 100,000 sq. ft.</u>	\$592.50	2023
<u>I-1, I-2 – Each additional 50,000 sq. ft. or portion thereof greater than 100,000 sq. ft.</u>	\$592.50	2023
<u>I-1, I-2 – Modifications or additions charged in increments of 50,000 sq. ft. or portion thereof</u>	\$510.00	2023
<u>I-3 – Charged in increments of 50,000 sq. ft. or portion thereof</u>	\$1,070.00	2023
<u>I-4</u>	\$497.50	2023
<u>M – 10,000 sq. ft. or less</u>	\$370.00	2023
<u>M – 10,000 + sq. ft. – 50,000 sq. ft.</u>	\$440.00	2023
<u>M – 50,000 + sq. ft. – 100,000 sq. ft.</u>	\$880.00	2023
<u>M – Each additional 50,000 sq. ft. or portion thereof greater than 100,000 sq. ft.</u>	\$440.00	2023
<u>R-1 – up to and including 30 sleeping units</u>	\$510.00	2023
<u>R-1 – 31 to 100 sleeping units</u>	\$1,755.00	2023
<u>R-1 – Each additional 30 sleeping units or portion thereof greater than 100</u>	\$510.00	2023
<u>R-2 – Up to and including 10 dwelling/sleeping units</u>	\$255.00	2023
<u>R-2 – 11 – 30 dwelling/sleeping units</u>	\$370.00	2023
<u>R-2 – 31 – 100 dwelling/sleeping units</u>	\$797.50	2023
<u>R-2 – 101 – 150 dwelling/sleeping units</u>	\$1,785.00	2023
<u>R-2 – 151 – 200 dwelling/sleeping units</u>	\$2,270.00	2023
<u>R-2 – Each additional 50 dwelling/sleeping units or portion thereof greater than 200</u>	\$567.50	2023
<u>R-2 – Townhomes, per building</u>	\$150.00	2023
<u>R-4</u>	\$440.00	2023
<u>S-1, S-2 – 10,000 sq. ft. or less</u>	\$312.50	2023
<u>S-1, S-2 – 10,000 + sq. ft. – 50,000 sq. ft.</u>	\$510.00	2023
<u>S-1, S-2 – 50,000 + sq. ft. – 100,000 sq. ft.</u>	\$975.00	2023
<u>S-1, S-2 – Each additional 50,000 sq. ft. or portion thereof greater than 100,000 sq. ft.</u>	\$510.00	2023
<u>U Occupancy</u>	\$255.00	2023
<u>Other occupancies or uses not listed</u>	\$740.00	2023
<u>High-rise building surcharge, in addition to occupancy classification fee above</u>	0.04/ sq. ft.	2023
<u>Shell building</u>	\$382.50	2023
<u>Foundation only/superstructure/limited review</u>	\$70.00	2023
<u>Smoke management system, exhaust method</u>	\$1,160.00	2023
<u>Smoke management system, pressurization method</u>	\$3,125.00	2023
<u>Radio amplification</u>	\$230.00	2023
<u>Other construction permits not listed</u>	\$370.00	2023
<u>Performance based design surcharge, in addition to applicable fees listed above, minimum \$2,000.00</u>	0.04/ sq. ft.	2023

Fire Alarm System Plan Review & Inspections.	Fee	Updated
5 – Device letter	\$100.00	2020
50 or less initiating devices and/or notification appliances	\$300.00	2020
51 to 100 initiating devices and/or notification appliances	\$500.00	2020
101 to 150 initiating devices and/or notification appliances	\$850.00	2020
Each additional 20 initiating devices and/or notification appliances greater than 150	\$300.00	2020
Residential fire alarm system – single family home	No Charge	2020
Change in monitoring technology	\$100.00	2020
Firefighter communications systems other than radio amplification	\$400.00	2020
2-way elevator communications	\$300.00	2020

Fire Sprinkler System Plan Reviews & Inspections	Fee	Updated
20 – Head Letter	\$100.00	2020
100 sprinkler heads or less, includes 1 wet pipe sprinkler system riser	\$400.00	2020
101 to 200 sprinkler heads	\$700.00	2020
201 to 300 sprinkler heads	\$850.00	2020
Each additional 100 sprinkler heads or portion thereof greater than 300	\$200.00	2020
Each additional wet pipe sprinkler system riser and/or backflow retrofit	\$200.00	2020
Each standpipe system riser	\$200.00	2020
Each dry pipe, preaction, and/or deluge system valve	\$200.00	2020
Each fire pump or foam system	\$500.00	2020
13D system, sprinkler system in one- and two-family dwellings and manufactured homes	No Charge	2020
NOTE: Three sprinkler system inspections shall be allowed, per permit, prior to assessing a trip fee for additional inspections.		2020

Fixed Fire Extinguishing Systems Plan Reviews & Inspections	Fee	Updated
First wet/dry chemical extinguishing system	\$300.00	2020
Each additional wet/dry chemical extinguishing system	\$100.00	2020
Gaseous extinguishing system	\$800.00	2020
Water mist extinguishing system	\$1,700.00	2020

Miscellaneous Permits & Plans Reviews	Fee	Updated
Cancelled projects prior to permit, per hour or portion thereof	\$100.00	2020
Work at Risk Permit	\$400.00	2020
Expedited plan review, limited first come/first served, maximum 5 per week	\$400.00	2020
Revisions/splice review, per quarter hour	\$35.00	2020
System Demolition Permit	\$150.00	2020
Pre-plan submittal consult, free first thirty minutes, \$100 each subsequent hour or portion thereof	\$100.00	2020
Third and subsequent submittals	1.5x Review Fee	2020

Miscellaneous Inspections	Fee	Updated
Convenience inspections, first two hours or portion thereof	\$300.00	2020
Convenience inspection, exceeding two hours, each additional hour or portion thereof	\$100.00	2020
Courtesy inspection, per hour or portion thereof	\$100.00	2020

Trip Fee, second and subsequent partial inspection	\$200.00	2020
Re-inspection	\$250.00	2020
Inspection cancellation, after deadline	\$200.00	2020
NOTE: A re-inspection fee may be applied if the site is inaccessible and/or work is not sufficiently pre-tested, or hazards are not completed in the required timeframe.		2020

Administrative Permits, records Requests & Plan Reviews	Fee	Updated
Permit renewal or permit re-issue, due to loss or damage	\$10.00	2020
Records request, per hour or portion thereof	\$30.00	2020
Work without a permit, per incident	2x Permit Fee	2020
3 rd party plan review	\$70.00	2020

Extraterritorial Plan Reviews & Inspections	Fee	Updated
One-time inspector surcharge, per quarter hour portion thereof	\$38.00	2020
One-time mileage surcharge	IRS Standard Mileage Rate	
NOTE: Extraterritorial fees shall be applied when a plan review and an inspection is requested for projects outside of the City of Fountain’s jurisdiction. In addition to all applicable fees, a one-time surcharge shall be assessed based on the inspector’s travel-time and roundtrip mileage. Mileage shall be calculated using each city’s center point, as referenced on Google Maps. Mileage shall be calculated at the current Internal Revenue Service’s (IRS) standard mileage rate. Surcharges will be rounded to the nearest dollar.		

Fire Code Services Fee – Operational & Hazardous Materials Fees		Fee		Updated
The fee is equal to the annual operational permit fee if closed more than 30 days after the expiration of the permit or scheduled annual inspection. Re-inspection and trip fees may apply. Note: No charge if closed within the permitted year		Annual Operational Permit Fee		
		Renewal/ Reissue	Initial	
OP1	Amusement buildings/temporary haunted houses	\$164.00	\$494.00	2023
OP2	Carnivals	\$164.00	\$164.00	2023
	Special events and fairs	\$164.00	\$370.00	2023
OP4	Combustible dust producing operations	\$164.00	N/A	2023
OP5	Combustible fibers	\$164.00	N/A	2023
OP6	Covered mall buildings	\$164.00	N/A	2023
OP7	Exhibits and trade shows	N/A	\$288.00	2023
OP8	Fire hydrants & Valves	N/A	\$164.00	2023
OP9	High-piled storage	\$328.00	N/A	2023
OP10	Miscellaneous combustible storage	\$246.00	\$246.00	2023
OP11	Open burning	\$164.00	\$164.00	2023
OP12a	Open flames and torches	\$164.00	\$164.00	2023
OP12b	Open flames and candles	\$164.00	\$164.00	2023
OP12c	Prescribed burning			
	Type III complexity prescription burn (pile burning, ditches)	N/A	\$412.00	2023
	Type II complexity prescription burn (under-story burns, special hazards)	N/A	\$494.00	2023
OP14	Places of assembly			
	Up to and including 300 occupancy	\$164.00	\$164.00	2023

	300 through 1000 occupancy	\$246.00	\$370.00	2023
	Occupancy greater than 1000	\$328.00	\$452.00	2023
OP15	Private fire hydrants	N/A	\$164.00	2023
OP17	Rooftop heliports	\$164.00	N/A	2023
OP18	Storage of scrap tires & byproducts	\$246.00	N/A	2023
OP19	Temporary membrane structure, tents, and canopies	N/A	\$288.00	2023
	Each additional group of tents for the same site/event (per group)	N/A	\$82.00	2023
OP20	Tire-Rebuilding plants	\$188.00	N/A	2023
OP21	Waste handling	\$188.00	N/A	2023
OP22	Wood products	\$188.00	N/A	2023
OP	Other operational permits not listed	N/A	\$164.00	2023
HP4	Compressed gases	N/A	\$184.00	2023
HP6	Cutting & welding	N/A	\$184.00	2023
HP8	Explosives/blasting	N/A	\$396.00	2023
JP9	Flammable and combustible liquids (tanks 60 gallons or greater require a plan review) and non-flammable and non-combustible liquids or gases not otherwise classified			
	A – Temporary	N/A	\$304.00	2023
	B – Bulk			
	12,001 up to and including 100,000 gallons	N/A	\$968.00	2023
	100,001 to one million gallons	N/A	\$1,936.00	2023
	C – Industrial – First two tanks	N/A	\$544.00	2023
	Each additional tank	N/A	\$105.00	2023
	D – Dispense – First two tanks	N/A	\$396.00	2023
	Each additional tank	N/A	\$105.00	2023
	**E – Abandonments / Removal (charge per tank)	N/A	\$424.00	2023
HP10	Floor finishing	N/A	\$172.00	2023
HP11	Fruit and crop ripening	N/A	\$172.00	2023
HP12	Fumigation and thermal insecticide fogging	N/A	\$172.00	2023
HP13	Hazardous materials – see table 105.6.20	N/A	\$184.00	2023
HP26	Hazardous materials temporary general site	N/A	\$344.00	2023
*HP15	Hot work operations	N/A	N/A	N
HP16	Industrial ovens	\$172.00	N/A	2023
HP18	Liquid or gas-fueled vehicles or equipment in assembly buildings	N/A	\$176.00	2023
HP17	Lumber yards and woodworking plants	\$188.00	N/A	2023
HP19	LPG tank, cylinders, or one or more exchange cages with an aggregate capacity greater than 125 gallons	\$175.00	\$304.00	2023
	LPG vendor merger, acquisition, or transfer fees	\$14.00	\$14.00	2023
HP22	Pyrotechnics, fireworks, special effect/theatrical performances	\$172.00	\$382.00	2023
HP24	Repair garages & motor fuel-dispensing facilities (charged by Occ type)	N/A	N/A	2023
HP 25	Spraying/dipping operations	N/A	\$258.00	2023
HP OTHER	Other hazardous material permits not listed	N/A	\$396.00	2023

***Hot Works Operations – No charge for temporary permit required during burn restrictions or bans enacted by the Fire Marshal**

****Abandonments must have approval from the Fire Marshal**

EXHIBIT F
FIRE DEPARTMENT FEES

The fire department reserves the right to alter fees per agreements with Federal or State governments, for profit, and non - profit agencies.

Ambulance Transport Charges	Fees	Proposed	Updated
ALS	\$1,200.00	\$1,500.00	2023
ALS 2	\$1,400.00	\$2,000.00	2023
BLS	\$1100.00	\$1,500.00	2023
Mileage	\$25.00	\$29.00	2023

*ALS2 = Advanced Life Support (critical care, i.e., cardiac arrest)

*ALS = Advanced Life Support

*BLS = Basic Life Support

Emergency Services / Standby	Fees	Proposed	Updated
Engine or Truck Company (Two Person)	\$100.00	Remove	2020
- Per hour (On-Duty)		\$229.57	New
- Per hour (Late Notice or Overtime)		\$256.61	New
Ambulance (Two Person, ALS)	\$100.00	Remove	2020
- Per hour (On-Duty)		\$150.98	New
- Per hour (Late Notice or Overtime)		\$176.19	New
Brush truck (Two Person)			2020
- First Hour (On-Duty)		\$149.57	New
- Per hour (Late Notice or Overtime)		\$161.61	New
Specialty vehicle (Haz-Mat, Pick-up, off road vehicle)		\$50.00	2020
- Personnel fees associated with Personnel Charges (see below)			New

Note: At the discretion of the Fire Chief, emergency services fees for standby at events may be reduced or waived when it is deemed in the best interest of the City for safety or operational reasons. Standby services shall be provided exclusively by the Fountain Fire Department, utilizing only Fountain Fire Department equipment and personnel.

Apparatus Charges	Fees	Proposed	Updated
Fire Engine or Ladder Truck	\$130.00 per hr.	\$150.00 per hr.	2020
Ambulance	\$80.00 per hr.		2020
Rescue truck	\$105.00 per hr.		2020
Brush truck	\$70.00 per hr.		2020
Ladder truck	\$180.00 per hr.	Remove	2020
Specialty vehicle ((Technical Rescue, Haz-Mat, Trailer)	\$50.00 per hr.	\$70.00	2020
Utility Vehicle (Pick up or UTV)		\$50.00 per hr.	New
Special Standby Charges: (including personnel)	Fees	Proposed	Updated
Fire Engine Included under Emergency Services	\$100.00		2020
Ambulance	\$100.00		2020
Rescue truck	\$100.00		2020
Brush truck	\$50.00		2020
Ladder truck	\$100.00		2020
Specialty vehicle (Haz-Mat, Pick-up, off road vehicle)	\$50.00		2020

Personnel Charges: (Per Hour)	Fees	Proposed	Proposed OT (New)	Updated
Firefighter/EMT	\$27.37 per hr	\$33.56	\$45.40	2020
Firefighter/Paramedic	\$31.17 per hr	\$37.42	\$50.79	2020
Fire Lieutenant	\$34.40 per hr	\$46.01	\$61.21	2020
Fire Inspector/Investigator		\$43.60	\$57.39	New
Fire Captain	\$43.25 per hr	\$53.24	\$71.04	2020
Fire Investigator	\$46.32 per hr			2020
Battalion Chief	\$65.37 per hr	\$55.36	\$75.64	2020
Fire Marshal		\$65.29	\$88.32	New
Fire Chief		\$100.21	\$100.21	New

Reports:	Fees	Proposed	Updated
Research Time (No charge for first 1 hour)	\$30.00 per hour		2020
Reports for Calls for Service (per address)	\$10.00 for first 10 pages (b/w)		2020
Additional after ten (10) pages	\$0.50 each (b/w)		2020
Copy of photograph	\$2.00 each		2020

Construction and Fire System Review Fee

Fire Protection Plan Review	Fee	Proposed	Updated
Development Plan Review		\$200.00	New

Water Plan Reviews & Inspections	Fee	Proposed	Updated
Plan Review	\$125.00	Remove	2020
Inspection first fire hydrant	\$100.00		2020
Inspection each additional hydrant	\$50.00		2020
Inspection, per fire line	\$200.00		2020
Water tank for fire suppression	\$600.00		2020

Construction Plan Reviews & Inspections	Fee	Proposed	Updated
<u>A-1 – 50,000 square feet (sq. ft.) or less</u>		\$1,377.50	New
<u>A-1 – 50,000 + sq. ft. – 150,000 sq. ft.</u>		\$1,402.50	New
<u>A-1 – Each additional 50,000 sq. ft. or portion thereof greater than 150,000 sq. ft.</u>		\$1,402.50	New
<u>A-2 – 5,000 sq. ft. or less</u>		\$440.00	New
<u>A-2 – 5,000 + sq. ft. – 10,000 sq. ft.</u>		\$567.50	New
<u>A-2 – Each additional 10,000 sq. ft. or portion thereof greater than 10,000</u>		\$567.50	New
<u>A-3 – 12,000 sq. ft. or less</u>		\$440.00	New
<u>A-3 – 12,000 + sq. ft. – 50,000 sq. ft.</u>		\$567.50	New
<u>A-3 – Each additional 50,000 sq. ft. or portion thereof greater than 50,000 sq. ft.</u>		\$567.50	New
<u>A-4 – 12,000 sq. ft. or less</u>		\$510.00	New
<u>A-4 – 12,000 + sq. ft. – 50,000 sq. ft.</u>		\$740.00	New
<u>A-4 – Each additional 50,000 sq. ft. or portion thereof greater than 50,000 sq. ft.</u>		\$740.00	New
<u>A-5 – 10,000 sq. ft. or less</u>		\$510.00	New
<u>A-5 – 10,000 + sq. ft. – 50,000 sq. ft.</u>		\$1,300.00	New
<u>A-5 – Each additional 50,000 sq. ft. or portion thereof</u>		\$1,300.00	New

<u>greater than 50,000 sq. ft.</u>			
<u>B – 10,000 sq. ft. or less</u>		\$312.50	New
<u>B – 10,000 + sq. ft. – 50,000 sq. ft.</u>		\$370.00	New
<u>B – 50,000 + sq. ft. – 100,000 sq. ft.</u>		\$567.50	New
<u>B – Each additional 50,000 sq. ft. or portion thereof greater than 100,000 sq. ft.</u>		\$567.50	New
<u>E – New construction and additions</u>		\$1,135.00	New
<u>E – Remodels</u>		\$312.50	New
<u>F-1 – 12,000 sq. ft. or less</u>		\$497.50	New
<u>F-1 – 12,000 sq. ft. – 50,000 sq. ft.</u>		\$765.00	New
<u>F-1 – Each additional 50,000 sq. ft. or portion thereof greater than 50,000 sq. ft.</u>		\$765.00	New
<u>F-2 – 12,000 sq. ft. or less</u>		\$370.00	New
<u>F-2 – 12,000 + sq. ft. – 50,000 sq. ft.</u>		\$625.00	New
<u>F-2 – Each additional 50,000 sq. ft. or portion thereof greater than 50,000 sq. ft.</u>		\$625.00	New
<u>H – All groups</u>		\$440.00	New
<u>I-1, I-2 – 50,000 sq. ft. or less</u>		\$440.00	New
<u>I-1, I-2 – 50,000 + sq. ft. – 100,000 sq. ft.</u>		\$592.50	New
<u>I-1, I-2 – Each additional 50,000 sq. ft. or portion thereof greater than 100,000 sq. ft.</u>		\$592.50	New
<u>I-1, I-2 – Modifications or additions charged in increments of 50,000 sq. ft. or portion thereof</u>		\$510.00	New
<u>I-3 – Charged in increments of 50,000 sq. ft. or portion thereof</u>		\$1,070.00	New
<u>I-4</u>		\$497.50	New
<u>M – 10,000 sq. ft. or less</u>		\$370.00	New
<u>M – 10,000 + sq. ft. – 50,000 sq. ft.</u>		\$440.00	New
<u>M – 50,000 + sq. ft. – 100,000 sq. ft.</u>		\$880.00	New
<u>M – Each additional 50,000 sq. ft. or portion thereof greater than 100,000 sq. ft.</u>		\$440.00	New
<u>R-1 – up to and including 30 sleeping units</u>		\$510.00	New
<u>R-1 – 31 to 100 sleeping units</u>		\$1,755.00	New
<u>R-1 – Each additional 30 sleeping units or portion thereof greater than 100</u>		\$510.00	New
<u>R-2 – Up to and including 10 dwelling/sleeping units</u>		\$255.00	New
<u>R-2 – 11 – 30 dwelling/sleeping units</u>		\$370.00	New
<u>R-2 – 31 – 100 dwelling/sleeping units</u>		\$797.50	New
<u>R-2 – 101 – 150 dwelling/sleeping units</u>		\$1,785.00	New
<u>R-2 – 151 – 200 dwelling/sleeping units</u>		\$2,270.00	New
<u>R-2 – Each additional 50 dwelling/sleeping units or portion thereof greater than 200</u>		\$567.50	New
<u>R-2 – Townhomes, per building</u>		\$150.00	New
<u>R-4</u>		\$440.00	New
<u>S-1, S-2 – 10,000 sq. ft. or less</u>		\$312.50	New
<u>S-1, S-2 – 10,000 + sq. ft. – 50,000 sq. ft.</u>		\$510.00	New
<u>S-1, S-2 – 50,000 + sq. ft. – 100,000 sq. ft.</u>		\$975.00	New
<u>S-1, S-2 – Each additional 50,000 sq. ft. or portion thereof greater than 100,000 sq. ft.</u>		\$510.00	New
<u>U Occupancy</u>		\$255.00	New

<u>Other occupancies or uses not listed</u>		\$740.00	New
<u>High-rise building surcharge, in addition to occupancy classification fee above</u>		0.04/ sq. ft.	New
<u>Shell building</u>		\$382.50	New
<u>Foundation only/superstructure/limited review</u>		\$70.00	New
<u>Smoke management system, exhaust method</u>		\$1,160.00	New
<u>Smoke management system, pressurization method</u>		\$3,125.00	New
<u>Radio amplification</u>		\$230.00	New
<u>Other construction permits not listed</u>		\$370.00	New
<u>Performance based design surcharge, in addition to applicable fees listed above, minimum \$2,000.00</u>		0.04/ sq. ft.	New

<u>Fire Alarm System Plan Review & Inspections.</u>	Fee	Proposed	Updated
5 – Device letter	\$100.00		
50 or less initiating devices and/or notification appliances	\$300.00		
51 to 100 initiating devices and/or notification appliances	\$500.00		
101 to 150 initiating devices and/or notification appliances	\$850.00		
Each additional 20 initiating devices and/or notification appliances greater than 150	\$300.00		
Residential fire alarm system – single family home	No Charge		
Change in monitoring technology	\$100.00		
Firefighter communications systems other than radio amplification	\$400.00		
2-way elevator communications	\$300.00		

<u>Fire Sprinkler System Plan Reviews & Inspections</u>	Fee	Proposed	Updated
20 – Head Letter	\$100.00		
100 sprinkler heads or less, includes 1 wet pipe sprinkler system riser	\$400.00		
101 to 200 sprinkler heads	\$700.00		
201 to 300 sprinkler heads	\$850.00		
Each additional 100 sprinkler heads or portion thereof greater than 300	\$200.00		
Each additional wet pipe sprinkler system riser and/or backflow retrofit	\$200.00		
Each standpipe system riser	\$200.00		
Each dry pipe, preaction, and/or deluge system valve	\$200.00		
Each fire pump or foam system	\$500.00		
13D system, sprinkler system in one- and two-family dwellings and manufactured homes	No Charge		
NOTE: Three sprinkler system inspections shall be allowed, per permit, prior to assessing a trip fee for additional inspections.			

<u>Fixed Fire Extinguishing Systems Plan Reviews & Inspections</u>	Fee	Proposed	Updated
First wet/dry chemical extinguishing system	\$300.00		2020
Each additional wet/dry chemical extinguishing system	\$100.00		2020
Gaseous extinguishing system	\$800.00		2020
Water mist extinguishing system	\$1,700.00		2020

<u>Miscellaneous Permits & Plans Reviews</u>	Fee	Proposed	Updated
Cancelled projects prior to permit, per hour or portion thereof	\$100.00		2020
Work at Risk Permit	\$400.00		2020
Expedited plan review, limited first come/first served, maximum 5 per week	\$400.00		2020
Revisions/splice review, per quarter hour	\$35.00		2020
System Demolition Permit	\$150.00		2020
Pre-plan submittal consult, free first thirty minutes, \$100 each subsequent hour or portion thereof	\$100.00		2020
Third and subsequent submittals	1.5x Review Fee		2020

<u>Miscellaneous Inspections</u>	Fee	Proposed	Updated
Convenience inspections, first two hours or portion thereof	\$300.00		2020
Convenience inspection, exceeding two hours, each additional hour or portion thereof	\$100.00		2020
Courtesy inspection, per hour or portion thereof	\$100.00		2020
Trip Fee, second and subsequent partial inspection	\$200.00		2020
Re-inspection	\$250.00		2020
Inspection cancellation, after deadline	\$200.00		2020
NOTE: A re-inspection fee may be applied if the site is inaccessible and/or work is not sufficiently pre-tested, or hazards are not completed in the required timeframe.			

<u>Administrative Permits, records Requests & Plan Reviews</u>	Fee	Proposed	Updated
Permit renewal or permit re-issue, due to loss or damage	\$10.00		2020
Records request, per hour or portion thereof	\$30.00		2020
Work without a permit, per incident	2x Permit Fee		2020
3 rd party plan review	\$70.00		2020

Extraterritorial Plan Reviews & Inspections		Fee	Proposed	Updated
One-time inspector surcharge, per quarter hour portion thereof		\$38.00		2020
One-time mileage surcharge	IRS Standard Mileage Rate			2020
NOTE: Extraterritorial fees shall be applied when a plan review and an inspection is requested for projects outside of the City of Fountain's jurisdiction. In addition to all applicable fees, a one-time surcharge shall be assessed based on the inspector's travel-time and roundtrip mileage. Mileage shall be calculated using each city's center point, as referenced on Google Maps. Mileage shall be calculated at the current Internal Revenue Service's (IRS) standard mileage rate. Surcharges will be rounded to the nearest dollar.				

<u>Fire Code Services Fee – Operational & Hazardous Materials Fees</u>		Fee	Proposed		Updated
Fee is equal to the annual operational permit fee if closed more than 30 days after the expiration of the permit or scheduled annual inspection. Re-inspection and trip fees may apply. Note: No charge if closed within the permitted year			Annual Operational Permit Fee		
			Renewal/Reissue	Initial	
OP1	Amusement buildings/temporary haunted houses		\$164.00	\$494.00	New
OP2	Carnivals		\$164.00	\$164.00	New
	Special events and fairs		\$164.00	\$370.00	New
OP4	Combustible dust producing operations		\$164.00	N/A	New
OP5	Combustible fibers		\$164.00	N/A	New
OP6	Covered mall buildings		\$164.00	N/A	New
OP7	Exhibits and trade shows		N/A	\$288.00	New
OP8	Fire hydrants & Valves		N/A	\$164.00	New
OP9	High-piled storage		\$328.00	N/A	New
OP10	Miscellaneous combustible storage		\$246.00	\$246.00	New
OP11	Open burning		\$164.00	\$164.00	New
OP12a	Open flames and torches		\$164.00	\$164.00	New
OP12b	Open flames and candles		\$164.00	\$164.00	New
OP12c	Prescribed burning				New
	Type III complexity prescription burn (pile burning, ditches)		N/A	\$412.00	New
	Type II complexity prescription burn (under-story burns, special hazards)		N/A	\$494.00	New
OP14	Places of assembly				New
	Up to and including 300 occupancy		\$164.00	\$164.00	New

	300 through 1000 occupancy		\$246.00	\$370.00	New
	Occupancy greater than 1000		\$328.00	\$452.00	New
OP15	Private fire hydrants		N/A	\$164.00	New
OP17	Rooftop heliports		\$164.00	N/A	New
OP18	Storage of scrap tires & byproducts		\$246.00	N/A	New
OP19	Temporary membrane structure, tents and canopies		N/A	\$288.00	New
	Each additional group of tents for the same site/event (per group)		N/A	\$82.00	New
OP20	Tire-Rebuilding plants		\$188.00	N/A	New
OP21	Waste handling		\$188.00	N/A	New
OP22	Wood products		\$188.00	N/A	New
OP	Other operational permits not listed		N/A	\$164.00	New
HP4	Compressed gases		N/A	\$184.00	New
HP6	Cutting & welding		N/A	\$184.00	New
HP8	Explosives/blasting		N/A	\$396.00	New
JP9	Flammable and combustible liquids (tanks 60 gallons or greater require a plan review) and non-flammable and non-combustible liquids or gases not otherwise classified				New
	A – Temporary		N/A	\$304.00	New
	B – Bulk				New
	12,001 up to and including 100,000 gallons		N/A	\$968.00	New
	100,001 to one million gallons		N/A	\$1,936.00	New
	C – Industrial – First two tanks		N/A	\$544.00	New
	Each additional tank		N/A	\$105.00	New
	D – Dispense – First two tanks		N/A	\$396.00	New
	Each additional tank		N/A	\$105.00	New
	**E – Abandonments / Removal (charge per tank)		N/A	\$424.00	New
HP10	Floor finishing		N/A	\$172.00	New
HP11	Fruit and crop ripening		N/A	\$172.00	New
HP12	Fumigation and thermal insecticide fogging		N/A	\$172.00	New
HP13	Hazardous materials – see table 105.6.20		N/A	\$184.00	New
HP26	Hazardous materials temporary general site		N/A	\$344.00	New
*HP15	Hot work operations		N/A	N/A	New
HP16	Industrial ovens		\$172.00	N/A	New
HP18	Liquid or gas-fueled vehicles or equipment in assembly buildings		N/A	\$176.00	New
HP17	Lumber yards and		\$188.00	N/A	New

	woodworking plants				
HP19	LPG tank, cylinders, or one or more exchange cages with an aggregate capacity greater than 125 gallons		\$175.00	\$304.00	New
	LPG vendor merger, acquisition, or transfer fees		\$14.00	\$14.00	New
HP22	Pyrotechnics, fireworks, special effect/theatrical performances		\$172.00	\$382.00	New
HP24	Repair garages & motor fuel-dispensing facilities (charged by Occ type)		N/A	N/A	New
HP 25	Spraying/dipping operations		N/A	\$258.00	New
HP OTHER	Other hazardous material permits not listed		N/A	\$396.00	New

***Hot Works Operations – No charge for temporary permit required during burn restrictions or bans enacted by the Fire Marshal**

****Abandonments must have approval from the Fire Marshal**



Regular City Council Meeting

New Business-9D

PPRTA Discussion

April 25, 2023

Summary Information

Title: Community discussion regarding a possible ballot initiative of joining the Pikes Peak Rural Transportation Authority (PPRTA)

Initiator: Deputy City Manager Todd Evans

Presenter: Group Discussion – Evans will initiate discussion

Legal Review: Yes No

Council Action

Council Information

Report to Council

Discussion: Placing a ballot question of joining the Pikes Peak Rural Transportation Authority (PPRTA).

A community discussion and Q&A pertaining to a possibility of adding a Nov 2023 ballot initiative to join the Pikes Peak Rural Transportation Authority (PPRTA).

City Staff, PPRTA Staff and a PPACG Representative will be in attendance to assist.

Previous Action by City Council: N/A

Attachment(s): PPRTA Information packet, Roadway jurisdictional map

Background Information

The concept of joining PPRTA has been in discussion for several years. In 2022 and 2023 several City Council and Roadway Focus Group (RFG) discussions have occurred along with two voter surveys.

The Council has a May deadline to notify the Regional PPRTA Board of their intention of placing an initiative on a 2023 November City ballot.

This will be an open community discussion.

Strategic Plan Priority (if applicable):

- Transportation Infrastructure**
- Telecommunications Technology and Capabilities.**
- Distribution of Public Safety Resources**

Recommendation

To be discussed with Council

Proposed Motion

N/A

4/27/2022 UPDATE

PPRTA

WHAT YOU NEED TO KNOW



Prepared By :

Heather Spainhower,
Management Assistant
Transportation Department

City of Fountain

116 South Main Street
Fountain, CO 80817

INTRO

The City of Fountain is to have a dedicated Streets Department staff made up of 9 field workers. These 9 field workers maintain a total of:

- Approximately 108.06 miles of roadway;
- 130 school crosswalks + additional crosswalks throughout the city;
- 7 bridges;
- 5 traffic signals;
- 2 calming traffic speed limit signs;
- 9 lighted school pedestrian crossings;
- 645 storm drainage inlets;
- 194 drainage culverts;
- 173 manholes;
- Multiple drainage detention ponds;
- Miles of drain pipes; and
- 273 drainage outfall structures.

In addition to the above maintenance operations, they also perform the following major responsibilities:

- Snow removal & ice control;
- Street sweeping;
- Street paving, patching, and crack sealing;
- Grading - gravel roads, alleyways;
- Street signs, traffic signs, and traffic signals;
- Traffic control for parades and emergency events;
- Storm drainage, curbs, culverts, storm drains, city-owned detention areas;
- Mitigation - mowing & weed control in street/drainage right-of-way, detention ponds, tree trimming;
- Community special events include: Dumpster days, Senior citizen curbside service, Labor Day Parade, Thunder in the Valley, and Trunk or Treat.
- Currently the streets maintenance budget is \$150,000 a year and the Moving Fountain Forward resurfacing budget averages approximately \$500,000 a year.
- Current roadway needs within the City of Fountain are estimated to be between 50 and 75 million.
- The current resurfacing budget of 1/2 million a year will never address these needs.

While these 9 staff members do a great job of completing these job duties, we are always looking for areas of improvement, but it will be necessary to increase the budget, as well as increasing manpower. The Pikes Peak Rural Transportation Authority (PPRTA) is reaching out to non-participating municipalities to get support for a truly regional solution set. What is PPRTA? We're glad you asked.

WHAT IS PPRTA?



Promises Made,
Promises Kept.

The Pikes Peak Rural Transportation Authority (PPRTA) is a collaborative effort among five regional governments to improve and maintain roads and support public transit. The members of PPRTA are the cities of Colorado Springs and Manitou Springs, El Paso County, and the towns of Green Mountain Falls and Ramah.

The area's most significant transportation concern is maintaining the aging infrastructure – roads, bridges, and drainage systems – in safe, reliable condition for public use. A major issue is maintaining roads and bridges that are already subject to overuse because of increasing population growth.

PPRTA has an establishing Intergovernmental Agreement (IGA) between all of the five-member governments that outlines the roles of the entity. The IGAs include details on:

- Purpose and Activities
- Allocation of Revenues
- Board of Directors membership, terms, and officers
- Powers of the Authority and the Board
- Boundaries
- Addition or deletion of parties or territory

The day-to-day work of PPRTA is performed by two full-time staff members and portions of time from several other staff members of the Pikes Peak Area Council of Governments (PPACG), under an administrative services agreement between PPACG and PPRTA.

The five-member governments submit their payment requests to PPRTA staff members, who review the requests for budgetary and contractual compliance and process them for payment. Other functions of the staff are the optimization of sales/use tax collections, providing staff support to the Board and the Citizen Advisory Committee, financial reporting, preparation of the Annual Report to the Citizens, maintenance of the website, and field verification reviews of the capital, maintenance, and transit improvements.

In short, PPRTA is funded through the optimization of sales/use tax collections. This tax is 1% on all procurements which our community already pays each time they make a purchase outside of City of Fountain limits.

PPRTA BOARD

The Board of Directors meets at 1:30 on the second Wednesday of each month. Meetings are held at the Pikes Peak Area Council of Governments Main Conference Room at 14 S. Chestnut. Meetings are guided by the PPRTA meeting procedures.

BOARD FUNCTION

The Board of Directors consists of nine members and their alternates appointed by the RTA member governments. Each director serves from January 1 to December 31. The Board makes all the final decisions regarding PPRTA. These decisions include, but are not limited to:

- Annual budgets and budget amendments
- Contracts (including the contracts for administrative, legal, and auditing services)
- Intergovernmental agreements
- Oversight of all PPRTA capital, maintenance, and transit activities, including the review of quarterly reports from member governments for compliance with state law, the PPRTA budget, contracts, and Board policies and practices
- Board financial practices
- Board policies
- PPRTA annual reports
- Board bylaws
- Citizen Advisory Committee bylaws
- Appointments of at-large members to the Citizen Advisory Committee
- Proceedings to go to the voters with a ballot measure
- Board meeting dates and locations
- Inclusion of additional government entities

The Board is governed by its bylaws.

All PPRTA Board meetings are videotaped. If you are interested in obtaining a copy of the video of a specific meeting, please call PPACG at 719-471-7080.

CITIZENS ADVISORY COMMITTEE

The Citizens Advisory Committee (CAC) meets at 1:00 PM on the first Wednesday of each month at 14 S. Chestnut, Colorado Springs, CO 80905. Meetings are guided by the PPRTA meeting procedures.

The PPRTA Board of Directors established a 17-member Citizens Advisory Committee to ensure that citizens are included as partners with the Board to ensure that the capital, maintenance, and public transportation projects and programs approved by voters are accomplished.

The CAC consists of members appointed by the member governments: three each from Colorado Springs and El Paso County, and two each from Manitou Springs, Green Mountain Falls, and Ramah. Five at-large members and four alternate at-large members (who vote only when a regular member is absent) are appointed by the PPRTA Board of Directors.

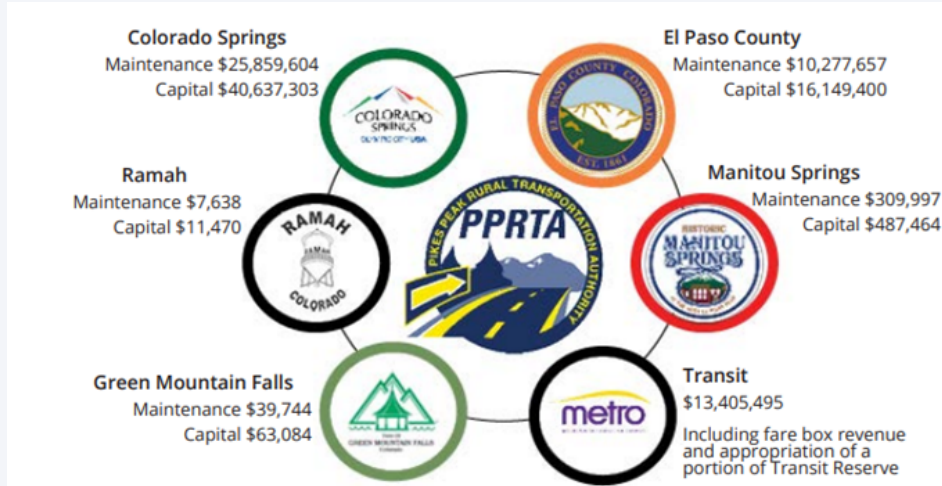
The CAC, governed by its bylaws, reviews and makes recommendations to the Board of Directors for virtually all business that comes before the Board, including:

- Annual budgets and budget amendments;
- Contracts and intergovernmental agreements;
- General oversight of all PPRTA capital, maintenance, and transit activities, including status reports from member governments;
- Board financial practices;
- Board policies;
- the PPRTA annual report to the citizens;
- CAC bylaws; and
- Ballot measures that go to the voters.

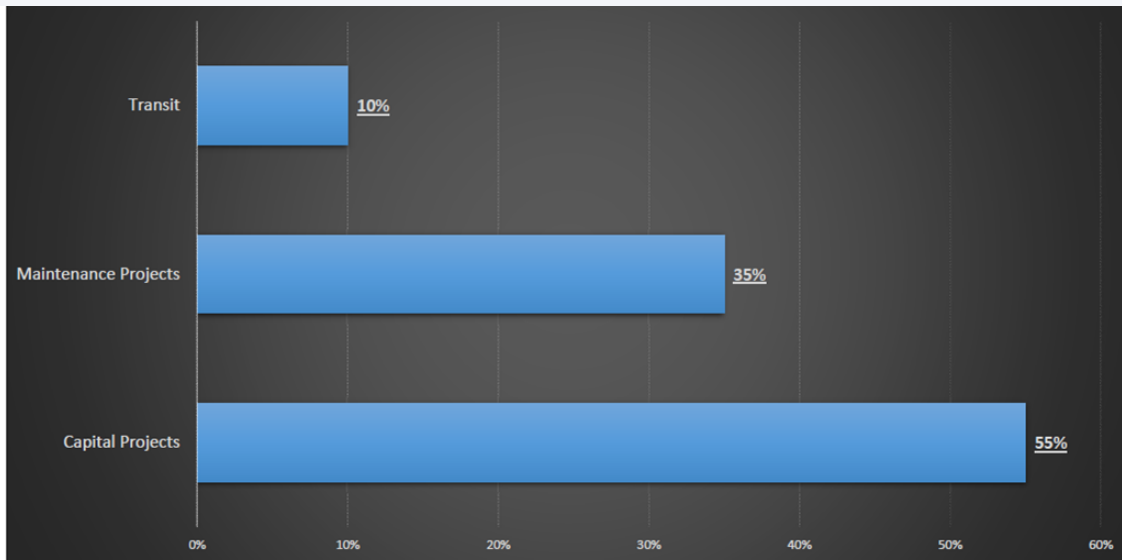
The CAC also reviews the budgets of local government members to make sure that funding from the PPRTA will not be used to substitute for or reduce Colorado Springs' funding to the existing transit system or to substitute for or reduce any member government's funding for maintenance activities.

DIVISION OF PPRTA FUNDS

Below is a chart from PPRTA's 2021 Annual Report showing where the funding went and the amounts for each entity involved with PPRTA.



Of the PPRTA's revenue, 55% is devoted to capital projects, 35% goes to maintenance and 10% is spent on transit needs.



Past projects financed by PPRTA include:

- A new interchange at Austin Bluffs Parkway and Union Boulevard;
- A variety of road, bridge, and pedestrian maintenance projects; and
- Helping to support bus services in Colorado Springs.

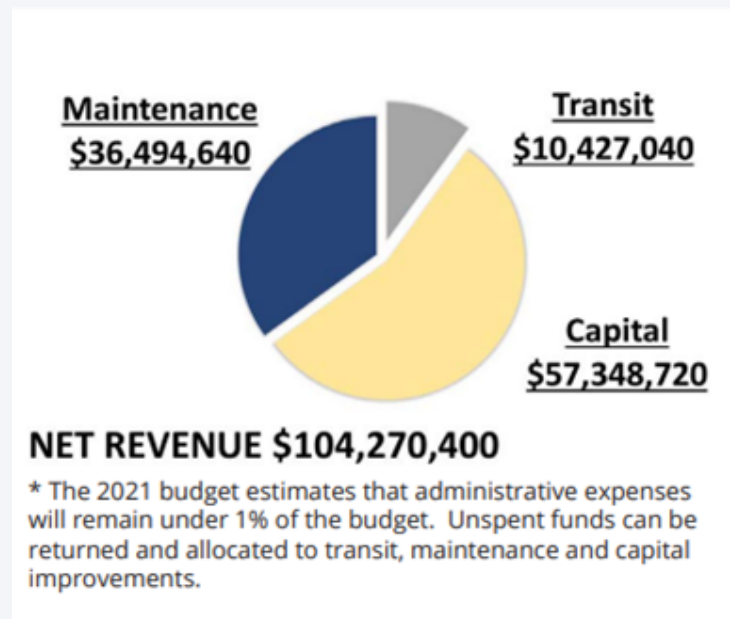
PPRTA 2021 FINANCE & BUDGET

The PPRTA program is simple:

A one-percent sales tax used only for transportation:

- 55% for a specific list of capital projects
- 35% for maintenance
- 10% for transit

Updates on the 2021 budget and financial information can be viewed on the PPRTA website at www.pprta.com



***It is estimated by Fountain Finance Department that in the South Academy Highlands area along, we are losing 1.2 million plus to PPRTA projects that are outside of Fountain city limits.*

2020 CAPITAL & MAINTENANCE ACCOMPLISHMENTS

Below is a list of capital & maintenance accomplishments for 2020 from PPRTA funds for your review:

City of Manitou Springs:

Capital Funding: \$253,162

Capital project: "Manitou Avenue West End Pedestrian and Drainage Improvements" (MAPS)

Goal: To create innovative and sustainable solutions for parking, utility corridors, stormwater drainage, street lighting, bicycle and pedestrian accessibility, and landscaping.

Maintenance Funds: \$592,002

Utilization: Approved for the remodel of the Manitou Springs Public Works Transportation and Maintenance Facility, Building B (\$350,000).

Several mill and overlay maintenance projects were completed correcting several serious drainage problems as well as improving the durability and resilience of the roadways thus increasing their longevity (\$242,002).

City of Manitou Springs Contact: Jeffery Jones, 719-492-2359

jeffjones@manitouspringsco.gov

Town of Green Mountain Falls:

In 2020, the Town of Green Mountain Falls continued to undertake all regular road maintenance practices including the filling of priority potholes on the Town's limited paved roads. With respect to the remainder of the municipal street system that remains unpaved, Town staff subjected all roads to routine grading, compaction, and drainage support operations. In addition, all such roads were created with a comprehensive application of magnesium chloride, both to mitigate dust impacts and preserve surface conditions. Town staff coordinated with PPRTA and El Paso County on and closed out the Belvidere Avenue Resurfacing project. The Town Board of Trustees approved a plan to work with an engineering company for the engineering of the Stilling Basins Project. The Town is working to prepare ballot questions and a proposal for a Comprehensive Roads and Stormwater Drainage Planning Process.

Town of Green Mountain Falls Contact: Angie Sprang, 719-684-9414

manager@gmail.com

2020 CAPITAL & MAINTENANCE ACCOMPLISHMENTS

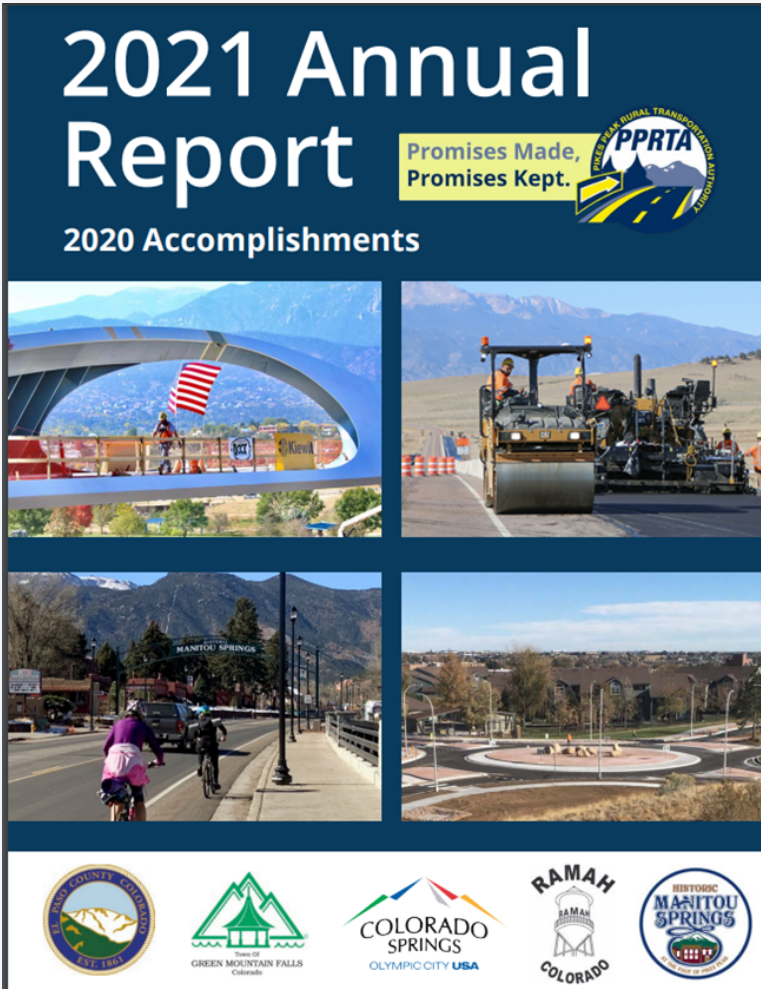
Town of Ramah:

The Town of Ramah did not do any maintenance projects utilizing PPRTA funds for 2020. The Town completed a large project in 2018 and has been saving the maintenance funds for its next project. The Town has applied for a grant to improve the drainage on their main street - Commercial Street. If approved, PPRTA funds will be utilized to do preparation for this project and provide matching funds.

Town of Ramah Contact: Cindy Tompkins, 719-541-2163
townoframah@juno.com

The City of Colorado Springs and El Paso County both have extensive projects that are being completed with PPRTA. We recommend looking at the full 2021 PPRTA Annual Report at:

<http://pprta.com/wp-content/uploads/2021/05/2021-PPRTA-Annual-Report-for-Web.pdf>



A NEIGHBORING COMMUNITY IS THE NEWEST MEMBER



A neighboring community to recently join PPRTA was Calhan. On Election Day, November 3, 2021, 60% of voters approved joining PPRTA and are now set to become their 6th member. Siting "Improving bad roads in Calhan is the motivation for the town's willingness to join the PPRTA; Mayor Roger Lemesany said that road conditions are the greatest need and the most common complaint from citizens." "It was put on the ballot a long time ago and it passed, but something happened and we couldn't join back then."

The mayor went on to say that Calhan also will pay the sales tax to join, and keep the town's existing penny tax for road repairs. "Normally, we have to rely on state grants to fund road repairs," he said. "But we don't always get them and they don't provide much money. Our own local tax doesn't generate a lot of money because we are a small town. So joining the PPRTA will be a big help. Our roads have been bad for a long time."

El Paso County Commissioner Holly Williams said "Calhan will get \$53,000 a year through 2024 for maintenance needs. If the tax is extended, the town will get an additional \$83,000 a year for capital projects starting in 2025."

WOULD FOUNTAIN WANT TO JOIN PPRTA?



Based off of the above financial formula, it is estimated by both PPRTA Staff and Fountain Staff (utilizing 2020 revenue information), the following estimated return for Fountain's population of 30,000 would have been:

- Approx. 2 million + for maintenance needs; and
- Approx. 3 million + for capital projects

**Currently the City spends \$150,000 on maintenance, approx. \$500,000 on resurfacing and we have no capital funding coming in for future street projects.*

Summary of Why Fountain didn't join the original PPRTA.

It is our understanding that previous decision was made based on the original PPRTA bylaws which did not guarantee that monies would be returned to the City of Fountain.

In a subsequent change in bylaws in PPRTA 2, it was determined that the distribution would be based on population and monies would come back to the municipality yearly.

DECISIONS MUST BE MADE FOR OUR COMMUNITY



On December 8, 2021, the 6 Roadway Focus Group members determined it would be beneficial to the Fountain community to join PPRTA based on the funding needed to maintain the roadways that will be impacted by growth in our region and requested that we present the concept to City Council.

PPRTA is a proven and dedicated program that is already being funded by our community every time they shop outside of Fountain city limits.

This funding is being utilized for roadway improvements within our region, but not within Fountain city limits.

SO, WHERE DO THE TAXES AND FEES THAT WE PAY NOW GO?



It is estimated by Fountain Finance Department that in the South Academy Highlands area along, we are losing 1.2 million plus to PPRTA projects that are outside of Fountain city limits.

At this time, we really have no other way of determining what other amounts of tax money is lost for road funding that is going to El Paso County or City of Colorado Springs for PPRTA projects.

WHY CAN'T ENTERPRISE FUNDS BE USED FOR ROADWAY IMPROVEMENTS?



Enterprise Funds may be used to report any activity for which a fee is charged to external users for goods or services. Incorrect use of these funds would be when only revenue sources are taxes, grants, and transfers (these activities should be reported in governmental funds; aka. General Fund).

For example, water or electric fees may only be used to support the delivery of those specific services but may not be used to support programs or services funded by the General Fund. Likewise, the fees collected from park usage may only be used to support parks programs.

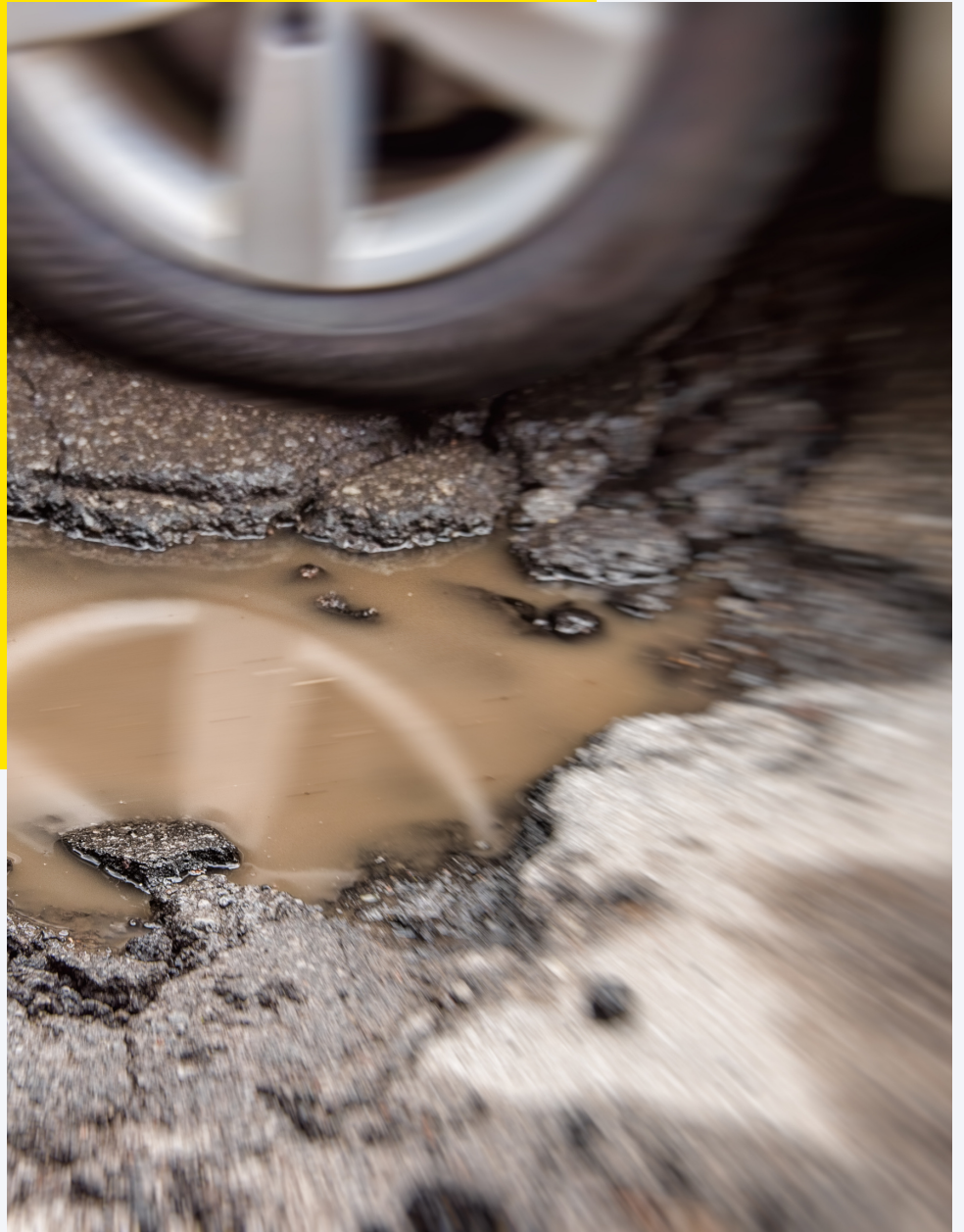
- To understand the difference between general and non-general funds, take a look at the stub of your paycheck. There you will see a total for your gross earnings or your revenue. However, your actual paycheck amount is somewhat less. Taxes, social security, workers' compensation, and possibly medical premiums are all deducted from your total revenue and directed elsewhere. Those deductions represent your non-discretionary dollars; they are dedicated and unavailable for you to use now as you please but they are still part of your gross revenue. Your net paycheck, on the other hand, represents your own personal general fund, which is largely at your discretion to spend.

WHY CAN'T ENTERPRISE FUNDS BE USED FOR ROADWAY IMPROVEMENTS?



- Going further, let's look at an analogy for understanding the difference between discretionary and non-discretionary funds within your personal general fund – your own checkbook. Some funds in your checking account may be non-discretionary. For instance, if you have money automatically withdrawn to pay your mortgage or certain other bills, or funds automatically withdrawn and deposited to a savings account, those funds could be called non-discretionary, or dedicated funds. They aren't available to pay for other expenses as you choose.
- On the other hand, any funds remaining in your checking account after those automatic withdrawals are made would be similar to general fund discretionary dollars. You can use them, at your discretion, to pay for expenses as you choose.
- You may have obligations or plans for the discretionary dollars in your checking account, such as paying bills or making a special purchase. Similarly, the City Council may have ongoing programs such as police or parks programs that it wishes to fund or special one-time purchases it wishes to make. But, like you, the Council can only do these things with General Fund, discretionary dollars.

QUESTIONS & ANSWERS



The Roadway Focus Group is dedicated to ensuring that your tax dollars are utilized in the best interest of our community. By joining PPRTA we will be part of a regional roadway improvement program that will address traffic flow and roadway conditions in our backyard.

Through thorough research, review of the Roadway Management Study, and review of projects that will be taking place that will affect our area; we compiled the following list of Questions and Answers for your review.

Q1. Right now, everyone seems to be feeling very positive about the PPRTA because of the changes that have been made to the way that the funds are allocated, but what happens if some time down the road the PPRTA as a body decides to change the allocations again?

Once a City is in do they have an opportunity to take it to a vote to get out if something like that happens?

1. ALLOCATION - THERE ARE TWO POSSIBLE DEFINITIONS FOR HOW THE PPRTA FUNDS ARE ALLOCATED:

A. THE 55/35/10 ALLOCATION IS IN THE ORIGINAL BALLOT AND CAN ONLY BE CHANGED BY A NEW BALLOT QUESTION.

B. CAPITAL ALLOCATION TO MEMBER GOVERNMENTS IS BY POPULATION VIA BOARD "PRACTICE." MAINTENANCE ALLOCATION TO MEMBER GOVERNMENTS IS BY POPULATION (US CENSUS) VIA THE 4TH AMENDED ESTABLISHING IGA, SECTION 5.2, AND WHERE THE IGA CAN ONLY BE CHANGED BY A MINIMUM OF 2/3 VOTE OF EVERY MEMBER GOVERNMENT'S GOVERNING BODY.

2. PROCESS FOR A MEMBER GOVERNMENT TO GET OUT OF THE PPRTA IS VIA SECTION 12.4 OF THE ESTABLISHING IGA: "ANY PARTY MAY TERMINATE ITS PARTICIPATION IN THE AUTHORITY BY PASSAGE OF A RESOLUTION OF THE GOVERNING BODY OF THE POLITICAL SUBDIVISION, PROVIDED SUCH RESOLUTION IS PASSED BY A TWO-THIRDS MAJORITY OF THE MEMBERSHIP OF THE GOVERNING BODY. "

Q2. Do you pay into PPRTA if you are shopping on-line?

INSERT ANSWER HERE WHEN OBTAINED.

Q4. How much is projected to come to Fountain for road projects?

IT IS ESTIMATED BY BOTH PPRTA STAFF AND FOUNTAIN STAFF (*UTILIZING 2020 REVENUE INFORMATION*), THE FOLLOWING ESTIMATED RETURN FOR FOUNTAIN'S POPULATION OF 30,000 COULD BE:

- APPROX. 2 MILLION + FOR MAINTENANCE NEEDS; AND
- APPROX. 3 MILLION + FOR CAPITAL PROJECTS

**CURRENTLY THE CITY SPENDS \$150,000 ON MAINTENANCE, APPROX. \$500,000 ON RESURFACING AND WE HAVE NO CAPITAL FUNDING COMING IN FOR FUTURE STREET PROJECTS.*

Q5. What can those funds be used for?

MAINTENANCE AND CAPITAL FUNDS WOULD BE UTILIZED FOR PROJECTS IDENTIFIED BY THE CITY AND APPROVED BY PPRTA ON THEIR BALLOT INITIATIVE EVERY 10 YEARS.

Q6. What will happen to our existing MFF funds? Will we remove that tax in place of PPRTA?

THE MOVING FOUNTAIN FORWARD (MFF) CAPITAL FUNDS SUNSETTED AND EXPIRED IN 2020.

THE RESURFACING PORTION OF THOSE FUNDS WILL CONTINUE PER PPRTA LANGUAGE.

THE TRANSIT PORTION OF THESE FUNDS WILL NOT SUNSET AND WILL CONTINUE TO HELP FUND OUR COMMUNITY BUS SERVICE.

WHY JOINING PPRTA IS THE SOLUTION.



During a time when our country faces many difficult decisions about its future, roadway infrastructure should not be one of them for our community. It is commonly known that our roadways are in desperate need of maintenance and repairs. The resources and availability of staff to complete those repairs have been inferior to meet those needs.

The initiative is not so much a tax increase, but rather an investment and solution to our struggle. By joining an already successful program that has helped our neighboring communities throughout the front range region, we are reserving our seat at the table for a piece of that pie. A pie that is focused solely on our communities roadway infrastructure and how to improve our current situation.

The projects that PPRTA support are vital, taking care of major needs to existing infrastructure, and improving roads and bridges that we no longer have the wherewithal to address due to budget and staffing constraints.

Let's keep our future moving in the right direction and remember that transportation infrastructure allows us to go to work, get our children to school safely, and connect to our families and businesses throughout our region.

THANK YOU.

FOUNTAIN CITY COUNCIL

Sharon Thompson, Mayor
Gordon Rick, Ward 1
Tamara Estes, Mayor Pro Tem, Ward 2
Cory Applegate, Ward 3
Detra Duncan, At-Large
Frederick Hinton, At-Large
Richard Applegate, At-Large

ROADWAY FOCUS GROUP

Jennifer Herzberg
Darryl Couch
Bryan Johnson
Richard Applegate
Suzanne Foster
Ken Lippincott

City of Fountain

116 South Main Street
Fountain, CO 80817



