



CITY COUNCIL AGENDA
December 19, 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**
 - Volunteer Award Don Miller (G. McCormick/ B. Fenlon) 5 min
 - Department Update: Administrative Services (John Trylch) 10 mins
- 4.2) **Board/Commission/Committee**
- 5) **Correspondence, Comments and Ex-Officio Reports**
- 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 five (5) minutes or less.
- 7) **Consent Agenda**

All items listed under the Consent Agenda are considered 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 December 12, 2023, City Council Meeting Minutes (S. Huffman)
- 8) **Old Business**
- 9) **New Business**
 - A. Consideration Of Items Removed From The Consent Agenda
- 10) **City Council Agenda Requests**

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

11) Announcement of Executive Session

In accordance with the City Charter and the Colorado Open Meetings Act, the City Council open session is to determine whether it will hold a Closed Executive Session. A Closed Executive Session may be held upon an affirmative vote of two-thirds of the quorum present. If consent to the closed Executive Session is not given, the items may be discussed in open session or withdrawn from consideration.

PURPOSE OF THE EXECUTIVE SESSION:

- 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)(b) for the purpose of receiving legal advice on specific legal questions regarding land use review.
- Pursuant to C.R.S. Section 24-6-402(4)(b) for the purpose of receiving legal advice on specific legal questions regarding City property lease.

12) Adjourn

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

**NEXT REGULAR COUNCIL MEETING
January 9, 2024**



Regular City Council Meeting

Consent –7A
Council Meeting Minutes

December 19, 2023

Summary Information

Title:

APPROVAL OF THE DECEMBER 12, 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 December 12, 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
December 12, 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 Rick
Council Member Herzberg
Council Member Duncan
Council Member Cory
Council Member Hinton

4 (1) Presentations

- **The Blast Site Pedestrian Mobility Corridor, EPA Brownfields**

Economic Development Director Bailey reviewed the history and process of the Blast site noting that she is reporting on behalf of the EPA Brownfield Coalition. She reported on the possibility of amenities along the corridor.

- **A Proclamation In Honor Of The 20th Anniversary Of The Fountain Valley Museum**

Mayor Pro Tem Estes read the proclamation into record and reported that the museum will have a celebration event on January 13, 2024.

4 (2) Board/Commission/Committee Appointments

There were no appointments.

5) Correspondence, Comments and Ex-Officio Reports

Deputy City Manager Evans updated on the CDOT lane closures and reporting of damage on the south bridge.

Police Chief Cristiani reported on meals served to the community and the upcoming Blue Santa toy give-away event.

Council Member Rick stated to Mr. Fortune that he has begun and will continue to research on his request.

Council Member Hinton thanked Fire Chief Graham for allowing him the opportunity to serve on the interview panel for promotions.

Mayor Pro Tem Estes announced the upcoming craft event at the Senior Center.

Council Member Duncan stated that citizens can use the kiosk at King Soopers to renew their state issued license plates.

6) Public to be Heard

There was no public to be heard.

Mayor Thompson stated that staff requested to remove item 7B from the consent agenda.

7) Consent Agenda

A. Approval Of the November 28, 2023, City Council Meeting Minutes

B. Approval Of 2024 School Fees In Lieu Of Land Dedication

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

8) Old Business

A. Second Reading of Ordinance No. 1796 Setting Appropriations For The Funds, Offices, And Departments Of The City Of Fountain, Colorado For The Fiscal Year 2024 Beginning January 1, 2024.

Deputy Finance Director Dail reported that there have been no changes to this ordinance since first reading and reminded Council that the city is still unsure of mil levy based on assessed values; however, the state has a new reporting deadline in January and the budget can still be amended.

City Manager Trainor requested an amendment to the budget to include a 3% merit pool for employee salaries. He also requested that the 2B funding for public safety be included for public safety salary increases.

Mayor Thompson explained that the city is choosing to reduce the mil leavy for residents now rather than collect and refund under TABOR.

Discussion was held regarding market analysis, retainage of employees, cost of training and turnover.

Council Member Rick made a motion to approve Ordinance 1796 as amended, seconded by Council Member Herzberg. All members voted yes (7-0); the motion was carried.

9) New Business

A. Consideration Of Items Removed From The Consent Agenda

There were no items removed for review.

B. Appointment of Mayor Pro Tempore

City Clerk Huffman stated that she has asked City Council to submit a response of interest for the Mayor Pro Tem position and she received 2 responses from Council Member Rick and Duncan. She distributed a poll at the start of the meeting and read the results as 4 members in favor of Council Member Rick and 3 members in favor of Council Member Duncan for the Mayor Pro Tem position.

Mayor Pro Tem Estes made a motion to appoint Council Member Rick as the Mayor Pro Tem, seconded by Council Member Rick. Mayor Thompson and Council Members Estes, Rick, and Herzberg voted yes, Council Members Duncan, Cory, and Hinton voted no (4-3); the motion carried.

C. Resolution No. 23-058 A Resolution Amending The Appropriation Of Fiscal Year (FY) 2023 Budgeted Funds.

Finance Director Lewis reported on the items that require approval of appropriation including funds that will be expended from hail damage insurance funds.

Council Member Duncan made a motion to approve Resolution 23-058, seconded by Council Member Hinton. All members voted yes (7-0); the motion carried.

D. Council Board and Committee Appointments (City Council 10 min)

Mayor Thompson reviewed the positions available to council and the following positions were decided:

CML – City Manager Trainor (primary) Council Member Duncan (alternate)
Fountain Creek Watershed - Council Member Estes (primary) Council Member Duncan (alternate)
FURA - Council Member Herzberg (primary)
Housing Authority - Council Member Hinton (primary)
Senior Center - Council Member Estes
PPACG – Mayor Thompson (primary) Council Member Duncan (alternate)
Regional Advisory Committee (PACG) – Mayor Pro Tem Rick
PPRBD – Council Member Cory Applegate
Fountain Youth Council - Vacant

10) City Council Agenda Requests

There were no requests.

11) Announcement of Executive Sessions

City Clerk Huffman request 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)(b) for the purpose of receiving legal advice on specific legal questions regarding home-based businesses.

Mayor Pro Tem 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 7:32 P.M.

City Clerk

Mayor



Regular City Council Meeting

New Business –9A

Items removed from Consent Agenda

December 19, 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"