



CITY COUNCIL AGENDA
January 9, 2024, 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**
- 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 19, 2023, City Council Meeting Minutes (S. Huffman)
 - B. Designation Of the Official Posting Locations for Notice Of Public Meetings 2024 (S. Huffman)
- 8) **Old Business**
- 9) **New Business**
 - A. Consideration Of Items Removed From The Consent Agenda
 - B. Resolution No. 24-001 A Resolution Affirming And Approving The General Fund Operating Mil Levy For Fiscal Year (FY) 2024 (John Lewis 5 min)
- 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 If consent to the closed Executive Session is not given, the items may be discussed in open session or withdrawn from consideration.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:

12) Adjourn

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

**NEXT REGULAR COUNCIL MEETING
January 23, 2024**



Regular City Council Meeting

Consent –7A
Council Meeting Minutes

January 9, 2024

Summary Information

Title:

APPROVAL OF THE DECEMBER 19, 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 19, 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 19, 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 Rick - virtually
Council Member Estes
Council Member Herzberg
Council Member Applegate
Council Member Hinton

Council Member Duncan notified staff of her absence.

4 (1) Presentations

Department Update: Administrative Services

Administrative Services Director Trylch reviewed the progress and challenges of each department. He reported on the conclusion of the strategic plan and the beginning of the new plan.

City Council requested that this information be available on the city's website.

4 (2) Board/Commission/Committee Appointments

There were no appointments.

5) Correspondence, Comments and Ex-Officio Reports

Deputy City Manager Evans reported that CDOT had a schedule change so the North bound exit 128 will be closed beginning tonight.

Police Chief Cristiani updated Council on the schedule for the Blue Santa event.

Mayor Pro Tem Rick apologized for joining virtually as his wife was exposed to COVID and is not feeling well.

Council Member Hinton asked citizens to be more peace minded in the new year.

Council Member Herzberg reported on her onboarding meetings with staff.

Mayor Thompson stated that in her meeting with PPACG they discussed the concern with the reduction of funding for Area on Aging. She attended the Disability coalition, and they reviewed some possible legislation. She also reported on the Front Rang Rail Project. The trail will be referred to as an intercity rail and it will be the largest special district in the state. She noted that some students won a patriotic writing award with the possibility of going to a national competition. She reviewed a letter that was dropped off, written to Santa that was very humbling.

6) Public to be Heard

There was no public to be heard.

7) Consent Agenda

A. Approval Of the December 12, 2023, City Council Meeting Minutes

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

8) Old Business

There was no old business to be heard.

9) New Business

A. Consideration Of Items Removed From The Consent Agenda

There were no items removed for review.

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 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.

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

12) Adjourn

There being no further business, Mayor Thompson declared the meeting adjourned at 6:32 P.M.

City Clerk

Mayor



Regular City Council Meeting

Consent –7B

Posting Locations

January 9, 2024

Summary Information

Title:

DESIGNATION OF THE OFFICIAL POSTING LOCATIONS FOR NOTICE OF PUBLIC MEETINGS 2024

Initiator : City Clerk

Presenter: City Clerk Huffman

Legal Review: Yes No

Council Action

Council Information

Report to Council

Summary Overview and List of Attachments:

In accordance with State Statutes, the official posting locations for notice of public meetings shall be designated annually at the local public body’s first regular meeting of each calendar year. Additionally, Section 2.10(b) Notice of Meetings, of the City Charter states in part, “Any notice to be posted shall be placed in or on not less than three public buildings within the City.”

Background Information

These locations are currently the City Municipal Complex, the Fountain Post Office, and Public Safety Facility. Staff recommends the locations remain the same.

Notice of public meetings are also placed on the City’s website, although this is not considered an official posting location.

Recommendation

Approve the official posting locations for notice of public meetings at the aforementioned locations.

Proposed Motion



Regular City Council Meeting

New Business –9A

Items removed from Consent Agenda

January 9, 2024

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

Fiscal Year 2023 Revenue

January 9, 2024

Summary Information

Title:

A RESOLUTION NO. 24-001 A RESOLUTION AFFIRMING AND APPROVING THE GENERAL FUND OPERATING MIL LEVY FOR FISCAL YEAR (FY) 2024

Initiator : John Lewis, Finance Director, Shawna Dail, Deputy Finance Director

Council Action

Presenter: John Lewis, Finance Director

Council Information

Legal Review: Yes No

Report to Council

Summary Overview and List of Attachments:

The City Council approved Ordinance No. 1796, adopting a budget for the FY 2024, on December 12, 2023. Included in that Ordinance was City Council’s commitment to affirm and approve the operating mil levy for the General Fund in 2024 once the revised and final assessed property values had been received by the City from the El Paso County Assessor’s Office.

The City’s Finance Department has received those revised assessed values. They are 19.8% higher than the previous year’s assessed values. City Council has indicated their desire to approve a temporary mil levy reduction for the year ended 2024, in order to alleviate the otherwise large burden of the increased taxes due to the increased assessed values.

City Staff is therefore recommending formal affirmation and approval of the General Fund operating mil levy by City Council at 9 mills, which limits the impact of the increased assessed values on the property taxes to approximately 4.85% from the previous year.

Previous Action by City Council:

The City Council adopted a budget for the FY 2024 on December 12, 2023, and affirmed and approved the Restricted Public Safety and Heritage Special Improvement District mil levies at that time. City Council also indicated at that time their desire to provide for a temporary General Fund operating mil levy reduction once the revised assessed values were provided.

Background Information

This Resolution amends the FY 2024 budget per City Financial Policies. This amendment will be included with the original 2024 budget to comply with State of Colorado requirements.

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 that City Council approve Resolution No. 24-001

Proposed Motion

“I move to approve Resolution No. 24-001”



RESOLUTION NO. 24-001

A RESOLUTION AFFIRMING AND APPROVING THE GENERAL FUND OPERATING MIL LEVY FOR FISCAL YEAR 2024

WHEREAS, the City Council approved Ordinance No. 1796, adopting a budget for the fiscal year (FY) 2024 on December 12, 2023, and;

WHEREAS, the City Council included the affirmations and approvals of the Public Safety and Heritage Special Improvement Fund mil levies in the Ordinance and;

WHEREAS, the City Council indicated their desire to offer a temporary credit to the General Fund Operating mil levy, for the benefit of the City of Fountain property taxpayers and;

WHEREAS, due to the delay in receiving final assessed property valuations from the El Paso County Assessor's Office, the General Fund Operating mil levy temporary credit could not be determined and;

WHEREAS, the City Council indicated in Ordinance 1796 that the General Fund Operating mil levy would be determined in January upon receipt of the final assessed values and;

WHEREAS, the City staff has now received the final assessed values from the El Paso County Assessor's Office,

And WHEREAS, the City Council wishes to affirm and approve the General Fund mil levy pursuant to Section 9.11(a) of the City Charter, for the FY 2024 budget year and to direct the Finance Department to amend the FY 2024 budget accordingly;

NOW, THEREFORE, BE IT RESOLVED by the City Council:

Section 1. A General Fund mil levy of 9.000 on all taxable property in the City of Fountain, Colorado, in 2023 for collection in FY 2024 is affirmed and approved.

Section 2. That the Finance Department make the appropriate adjustments to the 2024 budget in the City's books and records.

Section 3. That a certified copy of this Resolution be filed with the Division of Local Government of the State of Colorado.

Section 4. This Resolution shall be in full force and effect after its approval by the City Council.

Done this 9th day of January 2024.

Sharon Thompson, Mayor

ATTEST:

Silvia Huffman, City Clerk