

RESOLUTION NO. 130
OF THE BOARD OF COMMISSIONERS OF THE FORT COLLINS
URBAN RENEWAL AUTHORITY ACCEPTING THE
APPOINTMENT OF A COMMISSIONER TO THE AUTHORITY

WHEREAS, the Fort Collins Urban Renewal Authority (the “Authority”) was established in 1982 under and in accordance with the Colorado Revised Statutes (“C.R.S.”) § 31-25-101, et seq. (the “Urban Renewal Law”); and

WHEREAS, H.B. 15-1348 effected changes to Urban Renewal Law, C.R.S. § 31-25-101, et. seq., including the provisions establishing membership of the boards of urban renewal authorities; and

WHEREAS, C.R.S. § 31-25-104(2.5) provides: “When the governing body of a municipality designates itself as the authority or transfers an existing authority to the governing body pursuant to section 31-25-115(1), an authority consists of the same number of commissioners as the number of members of the governing body. In addition, in order to represent the collective interests of the county and all taxing bodies levying a mill levy within the boundaries of the urban renewal authority area other than the municipality, one additional commissioner on the authority must be appointed by the board of county commissioners of the county in which the territorial boundaries of the urban renewal authority area are located, one additional commissioner must also be a board member of a special district selected by agreement of the special districts levying a mill levy within the boundaries of the urban renewal authority area, and one additional commissioner must also be an elected member of a board of education of a school district levying a mill levy within the boundaries of the urban renewal authority area. If the number of members of the governing body causes the authority to have an even number of commissioners, the mayor shall appoint an additional commissioner to restore an odd number of commissioners to the authority. As applicable, the appointment of the county, special district, and school district representatives on the authority pursuant to this subsection (2.5) must be made in accordance with the procedures specified in subsection (2) of this section”; and

WHEREAS, the City Council of the City of Fort Collins (the “City”) has designated itself as the Authority pursuant to Urban Renewal Law, C.R.S. § 31-25-115(1), along with other Commissioners; and

WHEREAS, the number of members of the City Council of the City of Fort Collins (the “City Council”) causes the Authority Board to have an even number of Commissioners following appointment of the Commissioners representing the county, school district, and special districts, thereby creating the need for the Mayor to appoint an additional Commissioner to restore an odd number of Commissioners to the Authority Board; and

WHEREAS, by Resolution 2022-056, the City Council re-appointed Andy Smith to serve as a Commissioner on the Authority as the mayoral appointee for a second four-year term until May 25, 2026, which was accepted by the Authority by Resolution No. 120; and

WHEREAS, Commissioner Andy Smith resigned from the Authority Board effective February 4, 2024; and

WHEREAS, pursuant to City Council Resolution 2015-105, the City advertised the vacant position on the Authority Board and interviewed potential candidates; and

WHEREAS, by Resolution 2024-063, the City Council confirmed the appointment of Dan Sapienza to serve as a Commissioner on the Authority Board as the mayoral appointee to complete the remaining days in the term and, thus, expiring on May 25, 2026.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE FORT COLLINS URBAN RENEWAL AUTHORITY:

Section 1. The foregoing Recitals are incorporated herein by this reference.

Section 2. Pursuant to C.R.S. § 31-25-104(2.5), the Authority accepts and recognizes the appointment of Dan Sapienza to this Authority for the term prescribed by the City Council or until ineligible to serve as a Commissioner on the Authority in accordance with C.R.S. § 31-25-104.

Section 3. A copy of this Resolution on file with the Authority Secretary shall serve as a certificate of such appointment pursuant to C.R.S. § 31-25-104(2)(b).

Section 4. This Resolution shall be effective upon approval by the Authority.

Passed and adopted at a regular meeting of the Board of Commissioners of the City of Fort Collins Urban Renewal Authority this 25th day of April, 2024.

Kristin Stephens, Vice Chair

ATTEST:

Interim Secretary