

RESOLUTION 2024-055
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPOINTING AMANDA COSSEY, TROY ERICKSON, CASEY KITTEL,
DANIELLE LOWRY AND ARYELL MATTERN TO THE FORT COLLINS
TOURISM IMPROVEMENT BOARD OF DIRECTORS

A. The Fort Collins Tourism Improvement District (the “District”) was established by City Council’s adoption of Ordinance No. 097, 2021, on August 4, 2021, as amended by Council’s adoption of Ordinance No. 161, 2021, on December 7, 2021 (jointly, the “Establishment Ordinance”) to fund and provide certain tourism services and improvements for the benefit of lodging businesses within the District.

B. As provided in City Code Section 22-163(b)(5), the City Council appointed in Section 7 of the Establishment Ordinance (“Section 7”) the District’s initial five directors of the District’s Board of Directors (the “Board”) to staggered terms.

C. The Establishment Ordinance requires three of the directors to be affiliated with a large full-service lodging business (“Large Provider”), two of the directors to be affiliated with a small limited-service lodging business (“Small Provider”), and one director to be affiliated with a boutique or specialty lodging business (“Boutique Provider”).

D. On June 7, 2022, the City Council adopted Ordinance No. 061, 2022, (“Ordinance No. 061”) amending the Establishment Ordinance to increase the number of directors on the Board from five directors to seven directors and to provide that the two new directors could be affiliated with any type of lodging business (“Any Provider”).

E. Code Section 22-164(a) requires the District’s directors to be “electors” of the District.

F. Code Section 22-153 defines “elector” to mean a natural person who is a resident of the State of Colorado, is eighteen (18) years of age or older, registered to vote in general elections in the State of Colorado, and who maintains a lodging tax license with the City and is obligated to pay the City’s lodging tax by virtue of ownership and operation of a lodging business in the District or is a natural person designated to vote for an entity that is not a natural person and maintains a lodging tax license with the City and is obligated to pay the lodging tax by virtue of ownership of a lodging business in the District.

G. Section 7 provides that when a director resigns from the Board before the expiration of their term, the City Council shall appoint by resolution an elector of the District to replace them to finish the remainder of their term.

H. Five director seats are currently vacant on the Board.

I. One vacancy is a Large Provider seat previously held by Sandra Frederickson who was appointed to serve a one-year term beginning September 1, 2021,

and ending September 1, 2022. Ms. Frederickson resigned her position as of July 2022 and the seat remains vacant.

J. On December 5, 2023, the Board adopted a resolution nominating Amanda Cossey to be appointed by City Council to the vacant Large Provider seat to serve a three-year term. Ms. Cossey is affiliated with the Fort Collins Marriott, a large full-service lodging business in the District that has a City lodging tax license and is obligated to pay the City's lodging tax. Ms. Cossey has been designated by the Fort Collins Marriott to vote on its behalf.

K. One vacancy is the Boutique Provider seat previously held by George Prine who was appointed for a three-year term beginning September 1, 2021, and ending September 1, 2024. Mr. Prine resigned his position as of December 1, 2023.

L. On December 5, 2023, the Board adopted a resolution nominating Troy Erickson to be appointed by City Council to the vacant Boutique Provider seat to serve the remainder of Mr. Prine's three-year term ending on September 1, 2024. Mr. Erickson is affiliated with the Armstrong Hotel, a boutique/specialty lodging business in the District that has a City lodging tax license and is obligated to pay the City's lodging tax. He has been designated by the Armstrong Hotel to vote on its behalf.

M. One vacancy is a Large Provider seat previously held by Daniel Benton who was appointed for a three-year term beginning January 17, 2023, and ending January 17, 2026. Mr. Benton resigned his position as of September 1, 2023.

N. On December 5, 2023, the Board adopted a resolution nominating Casey Kittel to be appointed by City Council to the vacant Large Provider seat to serve the remainder of Mr. Benton's three-year term ending on January 17, 2026. Mr. Kittel is affiliated with the Hilton Fort Collins, a large full-service lodging business in the District that has a City lodging tax license and is obligated to pay the City's lodging tax. Mr. Kittel has been designated by the Hilton Fort Collins to vote on its behalf.

O. One vacancy is a Small Provider seat previously held by Danielle Lowry who was appointed for a two-year term beginning September 1, 2021, that ended September 1, 2023.

P. On December 5, 2023, the Board adopted a resolution nominating Ms. Lowry to be appointed by City Council to the vacant Small Provider seat to serve a three-year term. Ms. Lowry is affiliated with Hampton Inn, a small limited-service lodging businesses in the District that has a City lodging tax license and is obligated to pay the City's lodging tax. Ms. Lowry has been designated by Hampton Inn to vote on its behalf.

Q. One vacancy is a Large Provider seat previously held by Aryell Mattern who was appointed on April 19, 2022, to serve the remainder of a vacated two-year term that ended on September 1, 2023.

R. On December 5, 2023, the Board adopted a resolution nominating Ms. Mattern to be appointed by City Council to the vacant Large Provider seat to serve a three-year term. Ms. Mattern is affiliated with Spirit Hospitality, LLC, which is the owner of Fairfield Inn and Candlewood Suites, both of which are large full-service lodging businesses in the District that have City lodging tax licenses and are obligated to pay the City's lodging tax. Ms. Mattern has been designated by Spirit Hospitality, LLC to vote on its behalf.

S. For Danielle Lowry and Aryell Mattern, the Board's nominating resolutions expressed the desire that their terms begin on January 1, 2024, or such other time as determined by the City (the "Preferred Term Start Date"), and that in the absence of Council's approval of a Preferred Term Start Date, the Board's desire is that their terms begin on the date Council appoints them to the Board.

T. The City Council determines that it is appropriate for the terms of Danielle Lowry and Aryell Mattern to begin as of the date of Council appointment.

U. All the above-listed nominees are residents of the State of Colorado, at least 18 years of age, registered to vote in general elections in the State of Colorado, qualified electors of the District, and, therefore, are qualified to serve as directors on the Board.

V. City Council has determined that the appointment of the above-listed nominees to serve as directors on the Board is in the best interests of the City and the District.

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

Section 1. The City Council hereby appoints Amanda Cossey as a director on the Board to serve in a Large Provider seat for a three-year term beginning April 2, 2024, and ending April 2, 2027.

Section 2. The City Council hereby appoints Troy Erickson as a director on the Board to serve in a Boutique Provider seat for the remainder of a three-year term beginning April 2, 2024, and ending September 1, 2024.

Section 3. The City Council hereby appoints Casey Kittel as a director on the Board to serve in a Large Provider seat for the remainder of a three-year term beginning April 2, 2024, and ending January 17, 2026.

Section 4. The City Council hereby appoints Danielle Lowry as a director on the Board to serve in a Small Provider seat for a three-year term beginning April 2, 2024, and ending April 2, 2027.

Section 5. The City Council hereby appoints Aryell Mattern as a director on the Board to serve in a Large Provider seat for a three-year term beginning April 2, 2024, and ending April 2, 2027.

Passed and adopted on April 2, 2024.

Mayor

ATTEST:

Chief Deputy City Clerk

Effective Date: April 2, 2024

Approving Attorney: Ryan Malarky