

ORDINANCE NO. 1178

AN ORDINANCE ESTABLISHING A PROCESS AND MILESTONES FOR THE CREATION AND IMPLEMENTATION OF A STORMWATER UTILITY

WHEREAS, the City of Fort Morgan has continued to experience flooding from both major and minor rain events; and

WHEREAS, the City has prepared stormwater infrastructure needs analysis and studies, which have determined upgrades and maintenance beyond the current schedule are needed to manage stormwater; and

WHEREAS, after considerable study and public outreach by a stormwater ad hoc committee the City Council has determined that a stormwater utility should be implemented in conjunction with the sewer utility to implement upgrades and maintenance of the City's stormwater infrastructure; and

WHEREAS, additional research and studies are needed to ensure the most efficient and cost effective methods are utilized in the creation of the new enterprise; and

WHEREAS, additional analysis into rate structure and design is required to determine an equitable fee to fund the stormwater utility; and

WHEREAS, budget development, interdepartment coordination and assessment of resource efficiencies is necessary to meet the expectations of the public in the development of the new enterprise; and

WHEREAS, the City Council desires to further engage the public in the process of determining the City's stormwater needs and associated fees to fund the utility; and

WHEREAS, the City Council has determined to begin the process and require milestones to be met over time to establish the utility and associated fees; and

WHEREAS, the City Council finds and determines that this Ordinance is necessary for the preservation of the public peace, safety, and welfare.

THEREFORE, BE IT ORDAINED BY THE COUNCIL OF FORT MORGAN,

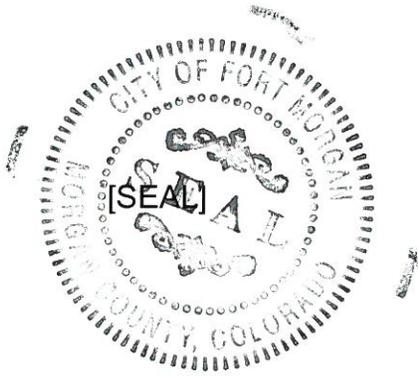
Section 1: City staff is hereby directed to develop and implement a stormwater utility to begin initial operations by January 2017. In order to ensure the timely execution of a stormwater utility the following milestones should be met.

- 1) Complete a fee study and rate design. This process shall include public feedback and input both directly from citizens and through City Council members at Council meetings.

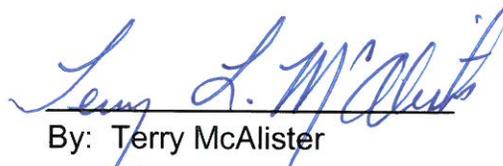
- 2) Create and/or update utility billing software to allow for the implementation of a fee.
- 3) Determine staffing needs and structure, and develop a budget for the stormwater utility.
- 4) Establish the stormwater utility by Ordinance on first reading by the first City Council meeting in February 2017.

Section 2: The City Manager is hereby directed to coordinate with existing city departments to reduce or eliminate the duplication of services and ensure the implementation of the stormwater utility is done in a fiscally responsible manner.

INTRODUCED, READ, ADOPTED ON FIRST READING AND ORDERED PUBLISHED on the 6th day of October, 2015.



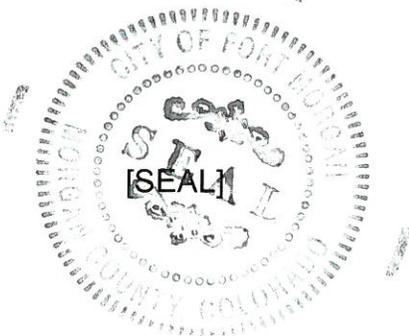
THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO


By: Terry McAlister
Mayor

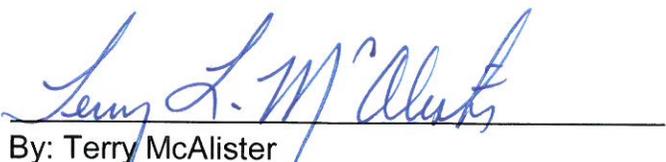
Attest:


John Brennan
City Clerk

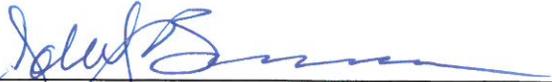
PASSED, APPROVED AND ADOPTED ON FINAL READING AND ORDERED PUBLISHED this 20th day of October, 2015.



THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO


By: Terry McAlister
Mayor

Attest:



John Brennan
City Clerk

STATE OF COLORADO)
COUNTY OF MORGAN) ss. **CERTIFICATE**
CITY OF FORT MORGAN)

I, John Brennan, the duly appointed, qualified Clerk of the City of Fort Morgan, Colorado, do hereby certify that the foregoing **Ordinance No. 1178** was, as a proposed Ordinance, duly and legally presented to the City Council of the City of Fort Morgan, Colorado, on the 6th day of October, 2015. Said ordinance, as proposed, was duly read at length at said meeting, and thereafter the same was, on the 9th day of October, 2015, published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado. Said proposed ordinance was again taken up and read a second time, duly and legally, passed, approved and adopted at a regular meeting of the City Council held on the 20th day of October, 2015. Within five (5) days after its final passage, said **Ordinance No. 1178** was published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado.



John Brennan
City Clerk