

ORDINANCE NO. 185, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS AND
APPROPRIATING PRIOR YEAR RESERVES FOR THE
COLORADO DEPARTMENT OF LOCAL AFFAIRS ENERGY AND
MINERAL IMPACT ASSISTANCE FUND TO SUPPORT THE
FRONT RANGE PASSENGER RAIL PLANNING STUDY

A. The purpose of this Resolution is to appropriate Colorado Department of Local Affairs ("DOLA") Energy and Mineral Impact Assistance Fund ("EIAF") program funds and local matching funds for the Front Range Passenger Rail Planning Study (the "Study"). The funds will be used to conduct a planning study and coordinate with the City of Loveland ("Loveland") for a proposed Front Range Passenger Rail system in alignment with the Service Plan Development work being conducted by the Front Range Passenger Rail ("FRPR") District.

B. The FRPR District is an independent government agency with the mission to plan, design, finance, construct, operate and maintain a new passenger rail system along the Front Range. The FRPR District is conducting the Service Plan Development Plan that proposes intercity passenger rail service from Pueblo to Fort Collins. The long-term vision is to have the FRPR connecting to New Mexico and Wyoming. Fort Collins and Loveland are collaborating on grant funding for the Study to identify station locations within their respective cities and create station area plans. Resolution 2025-055 approved and supported application to DOLA for funding for the Study and expressed Fort Collins' intent to provide required matching funds or other required contributions.

C. Fort Collins received the DOLA EIAF grant ("Grant") in the amount of \$200,000 for the Study from which \$125,000 is allocated for Fort Collins and \$75,000 is allocated for Loveland. The total project cost identified in the grant application is approximately \$400,000. Under the Grant conditions, 50% local matching funds in the amount of \$200,000 are required, of which Fort Collins plans to contribute \$125,000 and Loveland plans to contribute \$75,000.

D. The Grant funds will support a portion of the Study costs, including identifying suitable station sites within Fort Collins and Loveland, enabling each city to engage the community to determine a final site, providing a preliminary operations analysis, creating preliminary site plans, evaluating economic impacts, conducting a pre-National Environmental Policy Act process, developing scenarios for right-of-way acquisition, and advancing a detailed financial plan for long-term funding needs.

E. Fort Collins will serve as the lead grantee agency, managing the Grant funds and coordinating with Loveland on Loveland's portion of the Study. The cities will work jointly to share information and accomplish efficiencies through shared efforts. Fort Collins anticipates acceptance of the Grant will be authorized via Resolution 2025-093. Fort Collins and Loveland anticipate executing an intergovernmental agreement as

authorized via Resolution 2025-092 to document the mutual agreements between the cities regarding expenditure of the Grant and completing the Study.

F. The Grant is a reimbursable type grant, meaning eligible Grant expenses will be reimbursed up to \$200,000 through the close-out period of the Grant ending November 29, 2027.

G. Article V, Section 9 of the City Charter permits the City Council, upon recommendation of the City Manager, to make a supplemental appropriation by ordinance at any time during the fiscal year, provided that the total amount of such supplemental appropriation, in combination with all previous appropriations for that fiscal year, do not exceed the current estimate of actual and anticipated revenues and all other funds to be received during the fiscal year.

H. The City Manager has recommended the appropriations described in Sections 1 and 2 below and determined that the funds to be appropriated are available and previously unappropriated from the Transportation Services fund and the 2050 Tax Parks Rec Transit OCF fund and that these appropriations will not cause the total amount appropriated in the Transportation Services fund and 2050 Tax Parks Rec Transit OCF fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in these funds during this fiscal year

I. Article V, Section 9 of the City Charter permits the City Council, upon the recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year from such revenues and funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated.

J. The City Manager has recommended the appropriation described in Section 3 below and determined that the funds to be appropriated are available and previously unappropriated from the 2050 Tax Parks Rec Transit OCF fund and that this appropriation will not cause the total amount appropriated in the 2050 Tax Parks Rec Transit OCF fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this fund during this fiscal year.

K. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a federal, state or private grant or donation, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the earlier of the expiration of the federal, state or private grant or donation or the City's expenditure of all funds received from such grant or donation.

L. The City Council wishes to designate the appropriations herein for the Grant and matching funds for the Front Range Passenger Rail Study as appropriations that shall not lapse until the earlier of the expiration of the Grant or the City's expenditure of all funds received from such Grant.

M. These appropriations benefit the public health, safety, and welfare of the residents and traveling public of Fort Collins and serve the public purpose of contributing to the improvement of transportation infrastructure.

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

Section 1. There is hereby appropriated from new revenue or other funds in the Transportation Services fund the sum of TWO HUNDRED THOUSAND DOLLARS (\$200,000) to be expended in the Transportation Services fund for the DOLA EIAF Grant to support the Front Range Passenger Rail Planning Study.

Section 2. There is hereby appropriated from new revenue or other funds in the 2050 Tax Parks Rec Transit OCF fund the sum of SEVENTY-FIVE THOUSAND DOLLARS (\$75,000) to be expended in the 2050 Tax Parks Rec Transit OCF fund for the City of Loveland required local match by the DOLA EIAF Grant for the Front Range Passenger Rail Planning Study.

Section 3. There is hereby appropriated from prior year reserves in the 2050 Tax Parks Rec Transit OCF fund the sum of ONE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$125,000) to be expended in the 2050 Tax Parks Rec Transit OCF fund for the City of Fort Collins required local match by the DOLA EIAF Grant for the Front Range Passenger Rail Planning Study.

Section 4. The appropriations herein for the Front Range Passenger Rail Planning Study are hereby designated, as authorized in Article V, Section 11 of the City Charter, as appropriations that shall not lapse at the end of this fiscal year but continue until the earlier of the expiration of the Grant or the City's expenditure of all funds received from such Grant.

Introduced, considered favorably on first reading on November 3, 2025, and approved on second reading for final passage on November 18, 2025.

Mayor

ATTEST:

Sr. Deputy City Clerk

Effective Date: November 28, 2025

Approving Attorney: Heather N. Jarvis

Exhibit: None