

ORDINANCE NO. 148, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATION OF COLORADO
OFFICE OF ECONOMIC DEVELOPMENT AND INTERNATIONAL
TRADE FOR THE COLORADO CHIPS COMMUNITY SUPPORT
PROGRAM MARKETING GRANT FUNDS IN THE GENERAL
FUND

A. The City Council finds and determines that the adoption of this Ordinance is necessary for the public's health, safety, and welfare, and therefore, wishes to authorize the expenditures described in this Ordinance and that such expenditures will serve the public purposes for which they are designated.

B. City Council, by adoption of Resolution 2023-052, approved the boundaries of a proposed semiconductor manufacturing zone (CHIPS Zone), to maximize the opportunity for Colorado businesses to access federal funding through "American Rescue Plan Act of 2021", the "Creating Helpful Incentives to Produce Semiconductors and Science Act of 2022", or other similar federal legislation, as well as to be eligible for state tax-credits authorized by House Bill 23-1260.

C. Related to its administration of House Bill 23-1260, the Colorado Office of Economic Development and International Trade ("OEDIT") created a Colorado CHIPS Community Support Program to spur investment, which included grant opportunities for tribal and local governments.

D. On August 15, 2025, OEDIT awarded the City's Economic Health Office a \$25,000 Colorado CHIPS Community Support Program Marketing Grant (the "Award Notice – Purchase Order and Statement of Work") attached hereto as Exhibit A and incorporated by this reference, and the grant terms and conditions (the "State of Colorado Small Dollar Grant Award Terms and Conditions") attached hereto as Exhibit B and incorporated by this reference, for the purposes of attracting new businesses and increasing semiconductor production within the City and surrounding areas.

E. 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.

F. The City Manager has recommended the appropriation described herein and determined that the funds to be appropriated are available and previously unappropriated from the General Fund and that this appropriation will not cause the total amount appropriated in the General 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.

G. 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.

H. The City Council wishes to designate the appropriation herein for the Colorado CHIPS Community Support Program Marketing Grant as an appropriation 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.

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 General Fund the sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000) to be expended in the General Fund for the Colorado CHIPS Community Support Program Marketing Grant.

Section 2. The appropriation herein for the Colorado CHIPS Community Support Program Marketing Grant is hereby designated, as authorized in Article V, Section 11 of the City Charter, as an appropriation 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.

Section 3. The City Council authorizes the City Manager or their designee to accept the grant and obligate the City to comply with the terms and conditions of the grant of the award.

Introduced, considered favorably on first reading on September 16, 2025, and approved on second reading for final passage on October 7, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: October 17, 2025

Approving Attorney: Dianne Criswell

Exhibit: Exhibit A: Award Notice – Purchase Order and Statement of Work
 Exhibit B: State of Colorado Small Dollar Grant Award Terms and
 Conditions