

ORDINANCE NO. 093, 2023
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PRIOR YEAR RESERVES AND UNANTICIPATED REVENUE FROM
PHILANTHROPIC DONATIONS RECEIVED THROUGH CITY GIVE
FOR VARIOUS PROGRAMS AND SERVICES AS DESIGNATED BY THE DONORS

WHEREAS, in 2022, the City received several individual philanthropic donations to be used for the City's Gardens on Spring Creek, \$5,000 from one donor and several smaller donations from various donors totaling \$4,775, which funds have not been previously appropriated; and

WHEREAS, in 2023, the City received several other individual donations to be use for various City programs, several of which are individual donations of \$5,000 or less each and three of which are each \$5,000 or more up to \$20,000, which funds have not been previously appropriated and these eight donations total \$47,199; and

WHEREAS, the donors have directed these donations to be used by the City for certain designated uses within and for the benefit of certain City service areas as each donation is described in Exhibit "A" attached hereto and incorporated herein by reference; and

WHEREAS, as acknowledged by Section 2.5 for the City's Fiscal Management Policy 2 - Revenue approved by City Council, the City Manager has adopted the City Give Financial Governance Policy to provide for the responsible and efficient management of charitable donations to the City (the "City Give Policy"); and

WHEREAS, Section 52.2.C. of the City Give Policy authorizes the City Give Director to accept donations of \$5,000 or less for the City service area intended by the donor to be benefited and Section 52.2.D. of the City Give Policy similarly authorizes the City Manager to accept donations of more than \$5,000 up to \$100,000; and

WHEREAS, as so authorized, the City Give Director and City Manager have accepted for the benefited City service areas, as applicable, the donations to be appropriated in this Ordinance to be used as directed by each donor as described in Exhibit "A"; and

WHEREAS, 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; and

WHEREAS, 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 such funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated; and

WHEREAS, the City Manager has recommended the appropriations described in Sections 2 and 3 of this Ordinance and determined that the amount of each of these appropriations is available and previously unappropriated from the funds named in Sections 2 and 3 and will not cause the total amount appropriated in each such fund to exceed the current estimate of actual and anticipated revenues to be received in those funds during this fiscal year; and

WHEREAS, these appropriations will serve the public purpose of providing additional revenue to each of the benefited service areas to aid them in accomplishing the public purposes for which each service area is established thereby benefiting the public’s health, safety and welfare; and

WHEREAS, Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds from a 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 private grant or donation or the City’s expenditure of all funds received from such grant or donation; and

WHEREAS, the City Council wishes to designate the appropriations herein for various City Give donations as appropriations that shall not lapse until the earlier of the expiration of the donations or the City’s expenditure of all funds received from such or donations.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That there is hereby appropriated from the prior year reserves in the Cultural Services and Facilities Fund the \$5,000 individual donation dated December 8, 2022, and the \$4,775 miscellaneous donations dated June 28, 2022, all to be expended for the Gardens on Spring Creek, as each of these donations is shown in Exhibit “A”.

Cultural Services and Facilities Fund	\$ 9,775
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Section 3. That there is hereby appropriated from the following funds these amounts of philanthropic revenue received in 2023 to be expended as designated by the donors in support of the various City programs and services as described in Exhibit “A”:

General Fund	\$ 9,500
Cultural Services and Facilities Fund	\$ 37,558
Golf Fund	\$ 141

Section 4. That the appropriations herein for various City Give donations 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 expiration of the donations or the City's expenditure of all funds received from such donations.

Introduced, considered favorably on first reading and ordered published this 18th day of July, 2023, and to be presented for final passage on the 15th day of August, 2023.

Mayor

ATTEST:

Chief Deputy City Clerk

Passed and adopted on final reading this 15th day of August, 2023.

Mayor

ATTEST:

Chief Deputy City Clerk