

ORDINANCE NO. 119, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS,
APPROPRIATING PRIOR YEAR RESERVES AND AUTHORIZING
TRANSFERS OF APPROPRIATIONS FOR TRANSIT
OPERATIONS AND SERVICES AND BUS REPLACEMENT

A. The City's budget process requires that revenue be projected up to three years in advance of actual receipt of revenue.

B. Transfort's budgeting process directs that annual Federal Transit Administration ("FTA") grant amounts be projected using estimates based on historical federal apportionments, anticipated trends, or anticipated changes to the federal funding bill.

C. Specific confirmed amounts for each grant typically do not become available until the spring of the award year.

D. As a result of this timing, Transfort must complete a yearly reconciliation process that appropriates confirmed award amounts for grants used to reimburse the City's fiscal year's expenses. With regard to these FTA grants, the City typically allocates the funds before it executes the grant agreements.

E. Transfort staff has identified annual budget revisions as an opportunity to update forecasted amounts to final apportionment amounts, which will improve grant tracking and reporting. Until funds are fully expended, additional reconciliation may be required as actual use of funds can result in different match rates. All additional local match dollars will be funded by the 2050 Transit Services Fund.

F. This Ordinance reappropriates unused grant funds for the enhanced mobility of seniors and individuals with disabilities ("5310 Federal Formula Funds") which can be used exclusively for projects that benefit seniors and individuals with disabilities into non-lapsing business units for fiscal years as follows:

- Fiscal Year 2020 5310: \$37,153 federal grant funds, \$45,389 local match funds;
- Fiscal Year 2022 5310: \$73,000 federal grant funds, \$51,266 local match funds;
- Fiscal Year 2023 5310: no additional federal grant funds, \$55,303 local match funds; and
- Fiscal Year 2024 5310: \$43,822 federal grant funds, \$12,221 local match funds.

G. This supplemental appropriation also updates award amounts for a Federal State of Good Repair Formula Funds ("5337 Federal Formula Funds"), which is a new federal funding source as of 2023 dedicated to maintaining the MAX fixed guideway in a state of good repair including projects which replace and repair rolling stock, structures,

signals and communications, passenger stations and terminals, security equipment and systems, and maintenance facilities and equipment.

H. This Ordinance transfers \$500,000 from the Community Capital Improvement Project ("CCIP") Fund into the Transit Fund to be used as local match for grant funds received for bus purchases.

I. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purpose of supporting the essential transportation services that many transit dependent members of the community rely on to get to and from work, buy groceries and other essentials, to receive medical care, and to care for family and friends.

J. 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.

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

L. 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.

M. The City Manager has recommended the appropriation described herein and determined that the funds to be appropriated are available and previously unappropriated from the 2050 Tax Parks Rec Transit OCF Fund and the Community Capital Improvement Project Fund and that this appropriation will not cause the total amount appropriated in the 2050 Tax Parks Rec Transit OCF Fund and The Community Capital Improvement Project 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.

N. Article V, Section 10 of the City Charter authorizes the City Council, upon recommendation by the City Manager, to transfer by ordinance any unexpended and unencumbered appropriated amount or portion thereof from one fund or capital project to another fund or capital project, provided that the purpose for which the transferred funds are to be expended remains unchanged, the purpose for which the funds were initially

appropriated no longer exists, or the proposed transfer is from a fund or capital project in which the amount appropriated exceeds the amount needed to accomplish the purpose specified in the appropriation ordinance.

O. The City Manager has recommended the transfer of \$317,614 from the 2050 Tax Parks Rec Transit OCF Fund to the Transit Services Fund and \$500,000 Community Capital Improvement Project Fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

P. 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.

Q. The City Council wishes to designate the appropriation herein for Federal Transit Administration 5310 and 5337 Grant as an appropriation that shall not lapse until the earlier of the expiration of the 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 Transit Services Fund the sum of SEVEN HUNDRED SIXTY-SEVEN THOUSAND SEVEN HUNDRED FOURTEEN DOLLARS (\$767,714) to be expended in the Transit Services Fund for Transit Operations and Services.

Section 2. There is hereby appropriated from prior year reserves in the 2050 Tax Parks Rec Transit OCF Fund the sum of THREE HUNDRED SEVENTEEN THOUSAND SIX HUNDRED FOURTEEN DOLLARS (\$317,614) for transfer to the Transit Services fund to be expended therein for the local grant match for Transit Operations and Services.

Section 3. There is hereby appropriated from prior year reserves in the Community Capital Improvement Project Fund the sum of FIVE HUNDRED THOUSAND DOLLARS (\$500,000) for transfer to the Transit Services fund to be expended therein for the local grant match for Transit Bus Replacement.

Section 4. The appropriation herein for the Federal Transit Authority Grants 5310 and 5337 for Transit Operations and Services and Bus Replacement 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 grants.

Introduced, considered favorably on first reading on July 15, 2025, and approved on second reading for final passage on August 19, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: August 29, 2025

Approving Attorney: Stefanie Boster and Madelene Shehan

Exhibit: None