

RESOLUTION 2026-092
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL
AGREEMENT BETWEEN THE CITY OF FORT COLLINS AND THE
FORT COLLINS URBAN RENEWAL AUTHORITY FOR THE NORTH
MASON STORMWATER PROJECT

A. The purpose of this Resolution is to enable authorize the City to receive and expend Fort Collins Urban Renewal Authority (“FCURA”) funds for the North Mason Stormwater project (the “Project”). The funds will be used to acquire right-of-way for North Mason Street between Hickory Street and Alpine Street as well as to design and construct a stormwater outfall system to serve the area. The right-of-way will provide for the installation of the stormwater outfall and provide access to the adjacent properties along North Mason.

B. The FCURA has a history of strategic financial partnerships with the City of Fort Collins to accelerate or enable public infrastructure projects in the North College Urban Renewal Plan Area, including contributing to analysis and design of drainage needs in the North Mason Street neighborhood. Through this analysis, the North Mason Street neighborhood was determined to lack stormwater infrastructure sufficient for redevelopment, meaningful renovations, or expansions of existing structures.

C. With contributions from both the City and the FCURA, the Project aims to ameliorate identified challenges in the area to bring the area up to stormwater standards found in the rest of the City, encourage reinvestment in the neighborhood, build safe sidewalks and bikeable streets, as well as create a proud sense of place for residents. The FCURA and City staff have suggested a phased approach to the FCURA contributions and other funding of the overall Project to accomplish the necessary right-of-way acquisitions, stormwater infrastructure and outfall remaining design and construction, and roadway design and construction.

D. The City and FCURA have prepared an intergovernmental agreement (“IGA”) to establish the FCURA’s and the City’s current contributions towards the Project as well as other terms and conditions. This IGA is attached as Exhibit A and incorporated herein.

E. Colorado Revised Statutes Section 29-1-203 provides that governments may cooperate or contract with one another to provide certain services or facilities when the cooperation or contracts are authorized by each party thereto with the approval of its legislative body or other authority having the power to so approve.

F. City Charter Article II, Section 16 empowers City Council, by ordinance or resolution, to enter into contracts with governmental bodies to furnish governmental services and make charges for such services or enter into cooperative or joint activities with other governmental bodies.

G. City Code Section 1-22 requires City Council to approve IGAs that require the City to make a direct, monetary payment over \$50,000. This IGA requires the City to contribute amounts over \$50,000. The total Project cost is estimated to be \$18,300,000, with the City contributing a substantial portion thereof. Funds are anticipated to be appropriated via Ordinance No. 082, 2026.

H. City Council finds and determines that the Project and the FCURA funding are in the best interests of the City in that they advance the public's health, safety, and welfare by facilitating improvement of the City's transportation and stormwater infrastructure.

I. City Council further finds and determines that the City Manager be authorized to execute the IGA between the City and the FCURA.

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

Section 1. City Council authorizes the City Manager to execute, on behalf of the City, the intergovernmental agreement with the FCURA, in substantially the form attached hereto as Exhibit A, with additional or modified terms and conditions as the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to protect the interests of the City or effectuate the purposes of this Resolution.

Section 2. Subject to execution of the intergovernmental agreement authorized in Section 1, City Council authorizes the City Manager to approve and execute future amendments to the intergovernmental agreement with the FCURA relating to the Project that the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to facilitate completion of the Project, so long as such amendments do not increase the cost of the Project, substantially modify the purposes of the intergovernmental agreement, increase the allocation or amount of funding for the Project funded by the City, or otherwise increase the obligations and responsibilities of the City as set forth in the intergovernmental agreement.

Passed and adopted on July 21, 2026.

Mayor

ATTEST:

City Clerk

Effective Date: July 21, 2026

Approving Attorney: Heather N. Jarvis

Exhibit: Exhibit A – Intergovernmental Agreement with the FCURA