

ORDINANCE NO. 083, 2026
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROVING AN INTERGOVERNMENTAL AGREEMENT AND APPROPRIATING
UNANTICIPATED GRANT REVENUE FROM THE COLORADO DEPARTMENT OF
PUBLIC HEALTH AND ENVIRONMENT FOR THE INDOOR RADON GRANT
PROGRAM

A. The City has been awarded a Colorado Department of Public Health and Environment (“CDPHE”) grant (the “Grant”) in the amount of \$7,793.18 for the Environmental Services Radon Program (the “Program”). The Grant is provided through a Purchase Order shown on Exhibit A, attached hereto and incorporated herein by this reference.

B. Radon is a priority indoor air quality pollutant in Fort Collins and is the leading cause of lung cancer in non-smokers. The Grant will support outreach and educational campaigns to increase radon awareness and provide radon test kits to community members.

C. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purpose by helping to raise awareness about radon in Fort Collins homes.

D. Article V, Section 9 of the City Charter permits 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.

E. 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.

F. Article V, Section 11 of the City Charter authorizes 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.

G. City Council wishes to designate the appropriation herein from the Grant for the Program 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.

H. 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. Section 1-22 of the City Code requires that, with some exceptions, intergovernmental agreements or cooperative activities between the City and other governmental entities be submitted to City Council for review and approval by ordinance or resolution.

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 SEVEN THOUSAND SEVEN HUNDRED NINETY-THREE DOLLARS AND EIGHTEEN CENTS (\$7,793.18) to be expended in the General Fund for the CDPHE Indoor Radon grant program.

Section 2. The appropriation herein for the CDPHE Indoor Radon grant program 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. City Council authorizes the City Manager to take all appropriate action to enable the City to access the Grant funding provided through the Grant Purchase Order attached hereto as Exhibit A. City Council authorizes the City Manager to execute the Grant Purchase Order and, in consultation with the City Attorney, to negotiate such modified or additional terms and conditions of the Purchase Order consistent with the terms of this Ordinance, as necessary to protect the interests of the City or effectuate the purposes of this Ordinance as set forth above.

Introduced, considered favorably on first reading on July 21, 2026, and approved on second reading for final passage on August 18, 2026.

Mayor

ATTEST:

City Clerk

Effective Date: August 28, 2026

Approving Attorney: Ted Hewitt

Exhibit: Exhibit A – State of Colorado Purchase Order