

ORDINANCE NO. 004, 2024
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING TRANSFERS OF APPROPRIATIONS AND
APPROPRIATING RELATED FUNDS FOR THE
ENVIRONMENTAL SERVICES RADON PROGRAM

A. The City has been awarded a Colorado Department of Public Health and Environment grant in the amount of \$9,000 for the Environmental Services Radon Program (the "Program").

B. The grant will be used to support radon testing and mitigation programs.

C. The grant requires \$6,000 in matching funds from the City, which have been appropriated and are available in the General Fund for this purpose.

D. Radon is a priority indoor air quality pollutant in Fort Collins and is the leading cause of lung cancer in non-smokers.

E. Radon tests show that sixty-five percent of homes in Fort Collins test higher than the Environmental Protection Agency's defined "action levels" for mitigating radon gas.

F. The Program provides education and outreach to raise awareness of the health risks and provides low-cost radon test kits to residents.

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

H. 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.

I. The City Manager has recommended the appropriation described herein and determined that this appropriation is available and previously unappropriated from the General Fund and 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.

J. 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.

K. The City Manager has recommended the transfer of \$6,000 from the Environmental Services operating budget in the General Fund to the Environmental Services Radon Program in the General Fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

L. 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, 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.

M. The City Council wishes to designate the appropriation herein for the Colorado Department of Public Health and Environment 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 NINE THOUSAND DOLLARS (\$9,000) to be expended in the General Fund for the Environmental Services Radon Program.

Section 2. The unexpended and unencumbered appropriated amount of SIX THOUSAND DOLLARS (\$6,000) is authorized for transfer from the Environmental Services operating budget in the General Fund to the Environmental Services Radon Program in the General Fund.

Section 3. The appropriation herein for the Colorado Department of Public Health and Environment 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.

Introduced, considered favorably on first reading on January 16, 2024, and approved on second reading for final passage on February 6, 2024.

Mayor

ATTEST:

Interim City Clerk

Effective Date: February 16, 2024
Approving Attorney: Ted Hewitt