

ORDINANCE NO. 198, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS FROM THE
COLORADO DIVISION OF CRIMINAL JUSTICE FOR
RESTORATIVE JUSTICE SERVICES AND APPROVING A
MODIFICATION TO AN INTERGOVERNMENTAL GRANT
AGREEMENT WITH THE COLORADO DIVISION OF CRIMINAL
JUSTICE

A. Restorative Justice Programs (“Restorative Justice”) within the City’s Housing and Community Vitality Department operates three programs: RESTORE for shoplifting offenses; the Restorative Justice Conferencing Program; and the Reflect Program for all other offenses.

B. Restorative Justice holds young offenders accountable by helping them understand how family, friends, victims, and the community are harmed by their actions, and holding offenders accountable for the harm they caused to help them make better decisions in the future.

C. Since its inception, Restorative Justice has provided restorative justice alternatives to more than 3,200 young people who have committed chargeable offenses in our community.

D. Restorative Justice has been partially grant-funded since 2000 and has accepted reimbursement-based grant funds on an annual basis from the Colorado Division of Criminal Justice (“CDCJ”) to support City Restorative Justice programs. The CDCJ entered into its current grant agreement with the City in June 2024 (the “IGA”), which is attached hereto as Exhibit A and incorporated herein by reference. The IGA provided the City with \$53,428 for the State’s 2024-2025 Fiscal Year. The State’s 2024-2025 Fiscal Year ran from July 1, 2024, through June 30, 2025. The City Council approved the IGA through Ordinance No. 117, 2025.

E. Restorative Justice received an award of \$35,637 from the CDCJ Juvenile Diversion fund through a State of Colorado Grant Modification Option Letter to the IGA (the “2026 Option”) for the State’s 2025-2026 Fiscal Year. The State’s 2025-2026 Fiscal Year runs from July 1, 2025, through June 30, 2026. The 2026 Option is attached hereto as Exhibit B and incorporated herein by reference. The 2026 Option extended the IGA through June 30, 2026. The 2026 Option also added a new statement of work to the IGA and added a new budget under the IGA in the amount of \$35,637, but otherwise retained the requirements contained in the IGA for the City to expend the funds provided to the City. The City Council approved the 2026 Option as a modification of the IGA through Ordinance No. 117, 2025.

F. Restorative Justice received an additional award of \$4,000 from the CDCJ Juvenile Diversion fund through a State of Colorado Grant Modification Option Letter to the IGA (the “2026 Option Letter 3”) for the State’s 2025-2026 Fiscal Year. The 2026

Option Letter 3 is attached hereto as Exhibit C and incorporated herein by reference. The 2026 Option Letter 3 only modifies the IGA by increasing the amount of the grant agreement for the 2025-2026 fiscal year. Restorative Justice will use the \$4,000 in additional grant funds to assist young people referred to Restorative Justice from the 8th Judicial District Attorney's Office.

I. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purpose of reducing future criminal behavior and keeping young people out of the justice system, contributing positively to a safer, healthier community. Addressing the needs and concerns of those harmed by crime and community members also has a positive effect on the overall community health and safety.

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 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.

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 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.

M. The City Council wishes to designate the appropriation herein for the Colorado Division of Criminal Justice Restorative Justice 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.

N. Section 1-22 of the City Code requires that all intergovernmental agreements or cooperative activities between the City and other governmental entities be submitted to the City Council for review, and any approval thereof shall be by ordinance or resolution of the City Council, subject to certain exceptions. Further, the City is authorized to enter into intergovernmental agreements to provide any function, service, or facility under Article II, Section 16 of the Charter of the City of Fort Collins and Colorado Revised Statutes Section 29-1-203, and City staff recommends approval of the 2026 Option Letter 3.

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 FOUR THOUSAND DOLLARS (\$4,000) to be expended in the General Fund for the Colorado Division of Criminal Justice Restorative Justice Grant.

Section 2. The appropriation herein for the Colorado Division of Criminal Justice Restorative Justice 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.

Section 3. The City Council hereby approves the IGA, as modified by the 2026 Option Letter 3, the latter of which is attached hereto as Exhibit C.

Introduced, considered favorably on first reading on December 2, 2025, and approved on second reading for final passage on December 16, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: December 26, 2025

Approving Attorney: Ted Hewitt

Exhibits: Exhibit A – Grant Award Letter (Intergovernmental Agreement)
 Exhibit B – State of Colorado Grant Modification Option Letter
 Exhibit C – State of Colorado Grant Modification Option Letter 3