

ORDINANCE NO. 080, 2023  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
AUTHORIZING TRANSFERS OF APPROPRIATIONS FOR THE  
NORTHSIDE AZTLAN RESILIENCE HUB PROJECT

WHEREAS, through Ordinance No. 113, 2020, City Council approved and appropriated funds to support construction of battery storage and upgraded solar equipment at the Northside Aztlan Community Center to function as a resilience hub during community emergencies (the “Northside Aztlan Resilience Hub Project”), to be overseen by Utilities Energy Services; and

WHEREAS, the project was funded through a \$200,000 grant from the Colorado Department of Local Affairs, \$25,000 from the Keep Fort Collins Great Fund; and \$200,000 of matching funds from Fort Collins Utility Services; and

WHEREAS, project cost overruns due to materials cost escalation, building and fire code changes, and related design modification requirements exceeded the anticipated project budget, requiring additional local funding to satisfy project invoices; and

WHEREAS, City Council authorized expenditures in the 2023 Electric Utility enterprise fund (“Light & Power Fund”) Operations Budget for various Energy Services division purposes, portions of which lapsing funds remain unexpended and unencumbered; and

WHEREAS, to ensure that all expenses for the Northside Aztlan Resilience Hub Project, regardless of funding source, are accounted for collectively as part of the Northside Aztlan Resilience Hub Project, the \$60,000 of previously appropriated funds in the Light & Power Fund Operations Budget, should be transferred to the Northside Aztlan Resilience Hub Project within the Light & Power Fund Project Budget; and

WHEREAS, 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; and

WHEREAS, the City Manager has recommended the transfer of \$60,000 from the Light & Power Fund Operations Budget to the Light & Power Fund Project Budget and determined that the purpose for which the transferred funds are to be expended remains unchanged; and

WHEREAS, Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project such as the Northside Aztlan Resilience Hub Project, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the completion of the Northside Aztlan Resilience Hub Project; and

WHEREAS, the transfer described in this Ordinance benefits public health, safety and welfare of the citizens of Fort Collins and serves the public purpose of ensuring more stable standalone operation of the Northside Aztlan Resilience Hub as a community emergency resource center ahead of the next pandemic or emergency; and

WHEREAS, the proposed transfer also continues the original utility purposes advanced by accepting the 2020 DOLA grant funds and Keep Fort Collins Great monies to complete the

Northside Aztlan Resilience Hub project, namely to serve utility ratepayers by enabling installation of energy system features in a community emergency facility that will lower demands on the City's electric grid and leverage outside funding to reduce the financial impact on the Light & Power Fund during the next pandemic or emergency; and

WHEREAS, the City Council wishes to designate the appropriation herein for the Northside Aztlan Resilience Hub Project as an appropriation that shall not lapse until the completion of the project.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That the unexpended and unencumbered appropriated amount of SIXTY THOUSAND DOLLARS (\$60,000) is authorized for transfer in the Light & Power Fund Operations Budget to the Light & Power Fund Project Budget and appropriated therein to be expended for the renovation of the Northside Aztlan Resilience Hub Project.

Section 3. That the appropriation herein for the Northside Aztlan Resilience Hub Project 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 completion of the project or 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, and ordered published this 6th day of June, 2023, and to be presented for final passage on the 20th day of June, 2023.

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Mayor

ATTEST:

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Chief Deputy City Clerk

Passed and adopted on final reading on the 20th day of June, 2023.

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Mayor

ATTEST:

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Chief Deputy City Clerk