

ORDINANCE NO. 073, 2021
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS OF AMERICAN RESCUE
PLAN (ARP) ACT AND CORONAVIRUS RESPONSE AND RELIEF SUPPLEMENTAL
APPROPRIATIONS ACT (CRRSA) FUNDING

WHEREAS, the City's Transportation Department received federal funding from the American Rescue Plan Act of 2021 ("ARP") and 2021 Corona Virus Response and Relief Supplemental Appropriations Act ("CRRSAA") for Transfort operation assistance, preventative maintenance, contracted services costs, and mobility for seniors and individuals with disabilities related to preparation for and response to the COVID-19 pandemic; and

WHEREAS, the City's Transfort Department is also the designated recipient of these funds for the geographical Transportation Management Area ("TMA"), and thus, is responsible for allocating dedicated funds to smaller transit agencies and metropolitan planning organizations in the TMA; including the Berthoud Area Transportation System ("BATS") and the North Front Range Metropolitan Planning Organization ("NFRMPO"); and

WHEREAS, the City's Transfort Department received total Federal Transit Authority ("FTA") grant revenue in the following amounts:

- \$1,509,248 in CRRSAA Section 5307 & 5310 funding;
- \$8,964,773 in ARP Section 5307 and 5310 funding; and

WHEREAS, through existing FTA-approved agreements with BATS and NFRMPO, the City retains 38% of BATS' and NFRMPO's funding allocation to exchange their federal share with local funds; and

WHEREAS, as the TMA manager, the City's Transfort Department is obliged to pass along the remaining 62% of the grant funding through allocations as follows:

- \$1,377,623 to NFRMPO;
- \$185,111 to BATS; and

WHEREAS, the City's net grant revenue is:

- \$1,284,514 in CRRSAA Section 5207 & 5310 funding;
- \$7,626,773 in ARP Section 5307 and 5310 funding; and

WHEREAS, the City Council recognizes that its Transfort Department has been competitively disadvantaged when seeking grant funding due primarily to not having funds appropriated for local match at the time grant applications are submitted; and

WHEREAS, City Council finds it appropriate to allow \$1.2M of the net \$8,911,287 FTA funding to be designated as local funds to be used as a source of Transfort grant matches for additional opportunities that may arise throughout the fiscal year; and

WHEREAS, Council finds it appropriate to allocate the remainder of the net CRRSAA and ARP funds to repay a portion of the funds previously budgeted and appropriated in the 2021 Transfort budget for:

- continuation of fixed route services, including preventative maintenance activities;
- capital projects for rolling stock;
- facilities;
- IT equipment;
- Contracted services costs;
- to support Transfort's ADA paratransit services;
- programs that improve mobility for seniors and individuals with disabilities;

WHEREAS, these appropriations benefit the public health, safety and welfare of the residents of Fort Collins and serves the public purpose of supporting the essential transportation services that many transit-dependent members of the community rely on to get to and from work, buy groceries and other essentials, to receive medical care, and to care for family or friends; and

WHEREAS, Article V, Section 9, of the City Charter permits the City Council, upon recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year, provided that the total amount of such supplemental appropriations, in combination with all previous appropriations for that fiscal year, does not exceed the current estimate of actual and anticipated revenues and all other funds to be received during the fiscal year; and

WHEREAS, the City Manager has recommended the appropriation described herein and determined that this appropriation is available and previously unappropriated from the Transit Services Fund and will not cause the total amount appropriated in the Transit Services Fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in that fund during this fiscal year; 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 \$1,200,000 from the Transfort operating budget in the Transit Services Fund to a newly established Transfort budget, also in the Transit Services Fund, to be used specifically as local match funding for grants that Transfort will apply for in the future, and has determined that the proposed transfer is from a budget in which the amount appropriated exceeds the amount needed to accomplish the purpose specified in the appropriation ordinance.

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 there is hereby appropriated from unanticipated grant revenue in the Transit Services Fund the sum of TEN MILLION FOUR HUNDRED SEVENTY-FOUR THOUSAND TWENTY-ONE DOLLARS (\$10,474,021) for expenditure from the Transit Services Fund for operating assistance, preventative maintenance, contracted service costs, mobility for seniors and individuals with disabilities related to preparation for and response to the COVID-19 pandemic (\$8,911,287), grant match local funding (\$1,200,000) and to cover pass through money due to NFRMPO (\$1,377,623) and BATS (\$185,111).

Section 3. That the unexpended and unencumbered appropriated amount of ONE MILLION TWO HUNDRED THOUSAND DOLLARS (\$1,200,000) is hereby authorized for transfer from the Transfort operating budget to a newly established Transfort budget to be used specifically as local match funding for grants that Transfort will apply for in the future and appropriated therein.

Introduced, considered favorably on first reading, and ordered published this 1st day of June, A.D. 2021, and to be presented for final passage on the 15th day of June, A.D. 2021.



Mayor

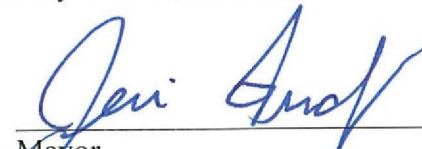
ATTEST:



City Clerk



Passed and adopted on final reading on the 15th day of June, A.D. 2021.



Mayor

ATTEST:



City Clerk Deputy



FORT COLLINS COLORADOAN

Invoice Text

NOTICE IS HEREBY GIVEN that the Fort Collins City Council

STATE OF COLORADO)

) ss: AFFIDAVIT OF PUBLICATION

COUNTY OF LARIMER)

CITY OF FC-CLERK-LEGALS
300 LAPORTE AVE

FORT COLLINS CO 80521

I, being duly sworn, deposes and says that said is the legal clerk of the Fort Collins Coloradoan; that the same is a daily newspaper of general circulation and printed and published in the City of Fort Collins, in said county and state; that the notice or advertisement, of which the annexed is a true copy, has been published in said daily newspaper and that the notice was published in the regular and entire issue of every number of said newspaper during the period and time of publication of said notice, and in the newspaper proper and not in a supplement thereof; that the publication of said notice was contained in the issue of said newspaper on

06/06/21

that said Fort Collins Coloradoan has been published continuously and uninterruptedly during the period of at least six months next prior to the first publication of said notice or advertisement above referred to; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, or any amendments thereof; and that said newspaper is a daily newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

NOTICE IS HEREBY GIVEN that the Fort Collins City Council, on Tuesday, June 1, 2021, passed and adopted the following ordinances on first reading. These ordinances will be presented for final passage on Tuesday, June 15, 2021:

ORDINANCE NO. 073, 2021 OF THE COUNCIL OF THE CITY OF FORT COLLINS MAKING SUPPLEMENTAL APPROPRIATIONS OF AMERICAN RESCUE PLAN (ARP) ACT AND CORONAVIRUS RESPONSE AND RELIEF SUPPLEMENTAL APPROPRIATIONS ACT (CRRSA) FUNDING

ORDINANCE NO. 074, 2021 OF THE COUNCIL OF THE CITY OF FORT COLLINS AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT AWARD AND COMPLY WITH THE TERMS OF THE GRANT AND APPROPRIATING UNANTICIPATED BLACK AND GREY MARKET MARIJUANA ENFORCEMENT PROGRAM GRANT REVENUE IN THE GENERAL FUND FOR POLICE SERVICES

ORDINANCE NO. 075, 2021 OF THE COUNCIL OF THE CITY OF FORT COLLINS APPROPRIATING PRIOR YEAR RESERVES IN THE COMMUNITY CAPITAL IMPROVEMENT PROGRAM FUND FOR PUBLIC ENGAGEMENT FOR THE SOUTH EAST COMMUNITY INNOVATION CENTER AND POOL

ORDINANCE NO. 076, 2021 OF THE COUNCIL OF THE CITY OF

FORT COLLINS APPROPRIATING UNANTICIPATED REVENUE IN THE COMMUNITY DEVELOPMENT BLOCK GRANT FUND

ORDINANCE NO. 077, 2021 OF THE COUNCIL OF THE CITY OF FORT COLLINS APPROPRIATING UNANTICIPATED REVENUE IN THE HOME INVESTMENT PARTNERSHIPS PROGRAM

ORDINANCE NO. 078, 2021 OF THE COUNCIL OF THE CITY OF FORT COLLINS APPROVING EMERGENCY RULE AND REGULATION NO. 2021-01 PERMITTING UTILITY BILLING PAYMENT PLANS FOR PAST DUE AMOUNTS ON TERMS OTHER THAN THOSE SET FORTH IN THE FORT COLLINS MUNICIPAL CODE AND ENACTED BY THE CITY MANAGER PURSUANT TO THE LOCAL COVID-19 EMERGENCY AND TEMPORARILY SUSPENDING IN PART THE APPLICATION OF CITY CODE SECTION 26-713(e)

The full text of these ordinances can be found at <http://fcgov.com/publicnotices> or by calling the City Clerk's Office at (970) 221-6515.

0004763950
Coloradoan
June 6, 2021

Legal Clerk

Subscribed and sworn to before me, within the County of Brown, State of Wisconsin this 6th of June 2021.

Notary Public

9/19/21

Notary Expires

Legal No.0004763950

Affidavit Prepared
Sunday, June 6, 2021 2:48 am

Ad#:0004763950
P O : First Reading Ordinances
This is not an invoice
of Affidavits 1

VICKY FELTY
Notary Public
State of Wisconsin

Account #: FTC-003160

FORT COLLINS COLORADOAN

Invoice Text

NOTICE IS HEREBY GIVEN that the Fort Collins City Council

STATE OF COLORADO)

) ss: AFFIDAVIT OF PUBLICATION

COUNTY OF LARIMER)

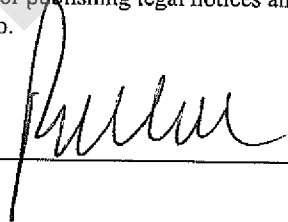
CITY OF FC-CLERK-LEGALS
300 LAPORTE AVE

FORT COLLINS CO 80521

I, being duly sworn, deposes and says that said is the legal clerk of the Fort Collins Coloradoan; that the same is a daily newspaper of general circulation and printed and published in the City of Fort Collins, in said county and state; that the notice or advertisement, of which the annexed is a true copy, has been published in said daily newspaper and that the notice was published in the regular and entire issue of every number of said newspaper during the period and time of publication of said notice, and in the newspaper proper and not in a supplement thereof; that the publication of said notice was contained in the issue of said newspaper on

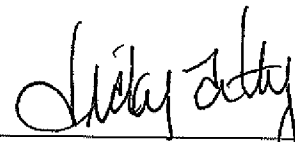
06/20/21

that said Fort Collins Coloradoan has been published continuously and uninterruptedly during the period of at least six months next prior to the first publication of said notice or advertisement above referred to; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, or any amendments thereof; and that said newspaper is a daily newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.



Legal Clerk

Subscribed and sworn to before me, within the County of Brown, State of Wisconsin this 20th of June 2021.



Notary Public

9/19/21

Notary Expires

VICKY FELTY
Notary Public
State of Wisconsin

Legal No. 0004786276

Ad#: 0004786276

P O : Ords 2

This is not an invoice

of Affidavits 1

Affidavit Prepared
Sunday, June 20, 2021 2:48 am

NOTICE IS HEREBY GIVEN that the Fort Collins City Council, on Tuesday, June 15, 2021, passed and adopted the following ordinances on second reading:

ORDINANCE NO. 073, 2021
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS OF AMERICAN RESCUE PLAN (ARP) ACT AND CORONAVIRUS RESPONSE AND RELIEF SUPPLEMENTAL APPROPRIATIONS ACT (CRRSA) FUNDING

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ORDINANCE NO. 075, 2021
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PRIOR YEAR RESERVES IN THE COMMUNITY CAPITAL IMPROVEMENT PROGRAM FUND FOR PUBLIC ENGAGEMENT FOR THE SOUTHEAST COMMUNITY INNOVATION CENTER AND POOL

ORDINANCE NO. 076, 2021
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING UNANTICIPATED REVENUE IN THE COMMUNITY DEVELOPMENT BLOCK GRANT FUND

ORDINANCE NO. 077, 2021
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING UNANTICIPATED REVENUE IN THE HOME INVESTMENT PARTNERSHIPS PROGRAM

ORDINANCE NO. 078, 2021
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROVING EMERGENCY RULE AND REGULATION NO. 2021-01 PERMITTING UTILITY BILLING PAYMENT PLANS FOR PAST DUE AMOUNTS ON TERMS OTHER THAN THOSE SET FORTH IN THE FORT COLLINS MUNICIPAL CODE AND ENACTED BY THE CITY MANAGER PURSUANT TO THE LOCAL COVID-19 EMERGENCY AND TEMPORARILY SUSPENDING IN PART THE APPLICATION OF CITY CODE SECTION 26-713(e)

The full text of these ordinances can be found at <http://fcgov.com/publicnotices> or by calling the City Clerk's Office at (970) 221-6515.
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Coloradoan
June 20, 2021