

ORDINANCE NO. 118, 2022
OF THE COUNCIL OF THE CITY OF FORT COLLINS
ADOPTING THE 2023 BUDGET AND APPROPRIATING THE FORT COLLINS
SHARE OF THE 2023 FISCAL YEAR OPERATING AND CAPITAL IMPROVEMENT
FUNDS FOR THE NORTHERN COLORADO REGIONAL AIRPORT

WHEREAS, in 1963, the City of Fort Collins and the City of Loveland (the "Cities") agreed to establish a regional general aviation facility and became owners and operators of the Fort Collins-Loveland Municipal Airport, now known as the Northern Colorado Regional Airport (the "Airport"); and

WHEREAS, the Airport is operated as a joint venture between the Cities, with each city retaining a 50% ownership interest, sharing equally in policy-making and management, and each assuming responsibility for 50% of the Airport's capital and operating costs; and

WHEREAS, pursuant to the Amended and Restated Intergovernmental Agreement for the Joint Operation of the Fort Collins-Loveland Municipal Airport dated January 22, 2015, and the First Amendment to the Amended and Restated Intergovernmental Agreement for the Joint Operation of the Fort Collins-Loveland Municipal Airport, now known as the Northern Colorado Regional Airport dated June 7, 2016, (collectively, the "IGA"), the Airport Manager is responsible for preparing the Airport's annual operating budget and submitting it to the Cities for their approval; and

WHEREAS, under the IGA, the City's share of existing and unanticipated Airport revenue is to be held and disbursed by the City of Loveland as an agent on behalf of the Cities, since the City of Loveland provides finance and accounting services for the Airport; and

WHEREAS, the Airport Manager has submitted for City Council consideration a 2023 Airport budget totaling \$35,602,967 of which the City's 50% share is \$17,801,484 (\$1,355,650 for operations and \$16,445,834 for capital); and

WHEREAS, the City Council is in the process of considering the City's 2023-2024 budget and Ordinance No. 126, 2022, which appropriates \$190,300.88 in City funds for to the Airport operating fund in payment of the City's 50% share of rent due under the approved lease of a portion of the Airport property for operation of the Northern Colorado Regional Law Enforcement Training Center, which amount is included in the Land Lease revenues set forth in the 2023 Airport Budget; and

WHEREAS, pursuant to the IGA, the City of Loveland holds on behalf of both Cities the revenues of, and other financial contributions to, the Airport in a fund, which includes unappropriated and unencumbered reserves (the "Airport Fund"); and

WHEREAS, funding for the Airport's 2023 operating and capital improvement budgets has been identified as follows:

FAA Grants	\$15,000,000
State Grants	\$498,000
State of Colorado ARPA	\$15,000,000
USDOT	\$750,000
Airport Revenues	\$1,805,534
Airport Reserves	<u>\$2,000,000</u>
Total	\$35,053,534

; and

WHEREAS, the City’s 50% share of the 2023 Airport operating costs, to be held in the Airport Fund, is \$1,355,650; and

WHEREAS, the City’s 50% share of the 2023 Airport capital improvement costs, to be held in the Airport fund, is \$16,445,834; and

WHEREAS, the Airport Reserves item is an appropriation for use by the Northern Colorado Regional Airport Commission for discretionary Airport projects; and

WHEREAS, City Finance staff has reviewed the financial statements for the Airport and determined that the requested appropriation of Airport Reserves in the 2023 Airport Budget meets the required limits set forth in the IGA; and

WHEREAS, in accordance with Article V, Section 8(b), of the City Charter, any expense or liability entered into by an agent of the City on behalf of the City, shall not be made unless an appropriation for the same has been made by the City Council; and

WHEREAS, this appropriation benefits the public health, safety and welfare of the residents of Fort Collins and serves the public purpose of enhancing transportation and economic welfare of the City and its residents; and

WHEREAS, this appropriation will not require additional funding from the Cities and is consistent with the IGA.

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 City Council hereby approves and adopts the 2023 Airport operating and capital budget totaling \$17,801,484 (\$1,355,650 for operations and \$16,445,834 for capital), a copy of which is attached hereto as Exhibit “A” and incorporated herein by reference.

Section 3. That the City Council hereby appropriates in the Airport Fund \$1,355,650 to be expended to defray the City’s 50% share of the 2023 operating costs of the Airport.

Section 4. That the City Council hereby appropriates in the Airport Fund \$16,445,834 to be expended to defray the City's 50% share of the 2023 capital costs of the Airport.

Introduced, considered favorably on first reading, and ordered published this 1st day of November, A.D. 2022, and to be presented for final passage on the 15th day of November, A.D. 2022.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading on the 15th day of November, A.D. 2022.

Mayor

ATTEST:

City Clerk