

RESOLUTION 2025-092
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING THE EXECUTION OF AN
INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF
FORT COLLINS AND THE CITY OF LOVELAND FOR THE
FRONT RANGE PASSENGER RAIL PLANNING STUDY

A. This Resolution concerns coordination between the City of Fort Collins (“Fort Collins”) and the City of Loveland (“Loveland”) on conducting and expending grant funding for a planning study for a proposed Front Range Passenger Rail system in alignment with the Service Plan Development work being conducted by the Front Range Passenger Rail (“FRPR”) District.

B. The FRPR District is an independent government agency with the mission to plan, design, finance, construct, operate and maintain a new passenger rail system along the Front Range. The FRPR District is conducting the Service Plan Development Plan that proposes intercity passenger rail service from Pueblo to Fort Collins. The long-term vision is for the FRPR to connect from New Mexico to Wyoming. Fort Collins and Loveland are collaborating on a station planning study effort to identify station locations within their respective cities and create station area plans (the “Study”).

C. Fort Collins and Loveland are collaborating on grant funding for FRPR station planning. On May 6, 2025, City Council approved Resolution 2025-055, which approved and supported application to the Colorado Department of Local Affairs (“DOLA”) for funding for the Study and expressed Fort Collins’ intent to provide required matching funds or other required contributions. Fort Collins and Loveland received funding under the DOLA Energy and Mineral Impact Assistance Fund (“EIAF”) program.

D. Fort Collins received the DOLA EIAF grant (“Grant”) in the amount of \$200,000 for the Study from which \$125,000 is allocated to Fort Collins and \$75,000 is allocated to Loveland. The total project cost identified in the grant application is approximately \$400,000. Under the Grant conditions, 50% local matching funds in the amount of \$200,000 are required, of which Fort Collins plans to contribute \$125,000 and Loveland plans to contribute \$75,000.

E. The Grant funds will support a portion of the Study costs, including identifying suitable station sites within each city, and enabling each city to engage the community to determine a final site, providing a preliminary operations analysis, creating preliminary site plans, evaluating economic impacts, conducting a pre-National Environmental Policy Act process, developing scenarios for right-of-way acquisition, and advancing a detailed financial plan for long-term funding needs.

F. Fort Collins will serve as the lead grantee agency, managing the Grant funds and coordinating with Loveland on its portion of the Study, and the cities will work jointly to share information and accomplish efficiencies through shared efforts. Fort Collins anticipates acceptance of the Grant will be authorized via Resolution 2025-093.

G. Fort Collins and Loveland have jointly drafted an intergovernmental agreement ("IGA") to document the mutual agreements between Fort Collins and Loveland regarding expenditure of the DOLA EIAF Grant and completing the Study.

H. Pursuant to Colorado Revised Statute ("C.R.S.") Section 29-1-203, governments may cooperate or contract with one another to provide certain services or facilities when the cooperation or contracts are authorized by each party with the approval of its legislative body or other authority having the power to so approve.

I. Article II, Section 16 of the City Charter empowers the City Council, by ordinance or resolution, to enter into contracts with governmental bodies to furnish governmental services and make charges for such services, or enter into cooperative or joint activities with other governmental bodies.

J. City Code Section 1-22 requires the City Council to approve IGAs that require the City to make a direct, monetary payment over \$50,000, and the proposed IGA requires the City to provide matching funds in the amount of \$125,000. Funds are anticipated to be appropriated via Ordinance No. 185, 2025.

K. The City Council has determined that an IGA with the City of Loveland is in the best interests of the City and that the City Manager should be authorized to execute the IGA between the City and Loveland in support thereof.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. The City Council authorizes the City Manager to execute, on behalf of the City, an IGA with the City of Loveland, in substantially the form attached hereto as Exhibit A, with such additional or modified terms and conditions as the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to protect the interests of the City or effectuate the purposes of this Resolution.

Section 2. The City Council hereby authorizes the City Manager to approve and execute future amendments to the IGA that the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to facilitate completion of the Front Range Passenger Rail Planning Study, so long as such amendments do not increase the cost of the Study, substantially modify the purposes of the IGA, increase the allocation or amount of funding for the Study funded by the City, or otherwise increase the obligations and responsibilities of the City as set forth in the IGA.

Passed and adopted on November 3, 2025.

Mayor Pro Tem

ATTEST:

City Clerk

Effective Date: November 3, 2025

Approving Attorney: Heather N. Jarvis

Exhibit: Exhibit A – Intergovernmental Agreement Between Fort Collins and
 Loveland for the Fort Collins & Loveland Front Range Passenger Rail
 Planning Study