

RESOLUTION 2025-093
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING ACCEPTANCE OF AN INTERGOVERNMENTAL
GRANT AGREEMENT BETWEEN THE CITY OF FORT COLLINS
AND THE COLORADO DEPARTMENT OF LOCAL AFFAIRS FOR
THE FRONT RANGE PASSENGER RAIL PLANNING STUDY

A. The purpose of this Resolution is to enable the City to receive and expend Colorado Department of Local Affairs (“DOLA”) Energy and Mineral Impact Assistance Fund (“EIAF”) program funds for the Front Range Passenger Rail Planning Study (the “Study”). The funds will be used to conduct a planning study and coordinate with the City of Loveland (“Loveland”) 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 grant funding for the Study to identify station locations within their respective cities and create station area plans.

C. On May 6, 2025, City Council approved Resolution 2025-055, which approved and supported application to DOLA for funding for the Study and expressed Fort Collins’ intent to provide required matching funds or other required contributions.

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 Fort Collins and Loveland, 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 and Loveland anticipate executing an intergovernmental agreement as authorized

via Resolution 2025-092 to document the mutual agreements between the cities regarding expenditure of the Grant and completing the Study.

G. The Grant is a reimbursable type grant, meaning eligible Grant expenses will be reimbursed up to \$200,000 through the close-out period of the Grant ending November 29, 2027. The Grant is conditioned on the City accepting the intergovernmental DOLA Grant agreement (the “DOLA IGA”) attached as Exhibit A, which sets forth general terms, terms specific to the Study, and conditions governing the administration of the Grant funds and the execution of the Study.

H. Accepting the DOLA EIAF Grant does not require executing the DOLA IGA. Rather, the City accepts the terms of the DOLA IGA through the action of submitting the initial reimbursement request. The DOLA IGA is unilaterally executed by the state, and the first reimbursement request serves as DOLA IGA acceptance.

I. Colorado Revised Statutes Section 29-1-203 provides that governments may cooperate or contract with one another to provide certain services or facilities when the cooperation or contracts are authorized by each party thereto with the approval of its legislative body or other authority having the power to so approve.

J. 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.

K. City Code Section 1-22 requires the City Council to approve intergovernmental agreements that require the City to make a direct, monetary payment over \$50,000, and the proposed DOLA 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.

L. The City Council has determined that acceptance of the DOLA IGA is in the best interests of the City.

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 accept the terms of the DOLA IGA attached hereto as Exhibit A, on behalf of the City by authorizing staff to submit the first reimbursement request to DOLA.

Section 2. The City Council hereby authorizes the City Manager to approve and execute future amendments to the DOLA 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 original DOLA 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 original DOLA 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 – State of Colorado Intergovernmental Grant Agreement
Between the Colorado Department of Local Affairs and the City of Fort
Collins for the Front Range Passenger Rail Planning Study