

ORDINANCE NO. 120, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATION, APPROPRIATING
PRIOR YEAR RESERVES AND AUTHORIZING TRANSFERS OF
APPROPRIATIONS FOR TRANSFERT MAINTENANCE FACILITY
UPGRADES AND RELATED ART IN PUBLIC PLACES

A. The Federal Transit Administration (“FTA”) awarded Transfort \$1,500,000 in Fiscal Year 2023 grant funding through the Community Project Funding/Congressionally Directed Spending Program to partially fund and support critical upgrades and repairs to the Transfort Maintenance Facility.

B. The City will utilize these funds for upgrades to the Transit Maintenance Facility in 2025, including HVAC and electrical updates, gas detection system, and garage door replacements.

C. This grant requires a local match of \$375,000, which will be funded using a transfer from the transit system line item of the 2050 Tax Parks Rec Transit OCF Fund to the Transit Services Fund.

D. This appropriation benefits 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 and friends.

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

F. The City Manager has recommended the appropriation described herein and determined that the funds to be appropriated are available and previously unappropriated from the Transit Services Fund and that this appropriation 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 this Fund during this fiscal year.

G. Article V, Section 9 of the City Charter permits the City Council, upon the recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year from such revenues and funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated.

H. The City Manager has recommended the appropriation described herein and determined that the funds to be appropriated are available and previously unappropriated from the 2050 Tax Parks Rec Transit OCF Fund and that this appropriation will not cause the total amount appropriated in the 2050 Tax Parks Rec Transit OCF Fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this Fund during this fiscal year.

I. 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.

J. The City Manager has recommended the transfer of \$375,000 from the 2050 Tax Parks Rec Transit OCF Fund to the Transit Services Fund and \$3,750 From the Transit Services Fund to the Cultural Services and Facilities Fund determined that the purpose for which the transferred funds are to be expended remains unchanged.

K. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a federal, state or private grant or donation, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but until the earlier of the expiration of the federal, state or private grant or donation or the City's expenditure of all funds received from such grant or donation.

L. This Project involves construction estimated to cost more than \$250,000 and, as such, City Code Section 23-304 requires one percent of these appropriations to be transferred to the Cultural Services and Facilities Fund for a contribution to the Art in Public Places program ("APP Program").

M. The grant funds appropriated in this Ordinance for the Project are ineligible for use in the APP Program due to restrictions placed on them by the Federal Government, the source of these funds.

N. The total project cost of \$375,000 has been used to calculate the contribution to the APP program.

O. The amount to be contributed in this Ordinance will be \$3,750.

P. The City Council wishes to designate the appropriation herein for the Transfort Maintenance Facility Upgrades Project as an appropriation that shall not lapse until the earlier of the expiration of the grant (or donation) or the City's expenditure of all funds received from such grant (or donation).

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

Section 1. There is hereby appropriated from new revenue or other funds in the Transit Services Fund the sum of ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) to be expended in the Transit Services Fund for the Transfort Maintenance Facility Upgrades Project.

Section 2. There is hereby appropriated from prior year reserves in the 2050 Tax Parks Rec Transit OCF Fund the sum of THREE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS (\$375,000) to be expended in the 2050 Tax Parks Rec Transit OCF Fund for transfer to the Transit Services Fund to expended therein for the Transfort Maintenance Facility Upgrades Project.

Section 3. The unexpended and unencumbered appropriated amount of TWO THOUSAND NINE HUNDRED TWENTY-FIVE DOLLARS (\$2,925) in the Transit Services Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein to fund art projects under the APP Program.

Section 4. The unexpended and unencumbered appropriated amount of SEVEN HUNDRED NINETY-FIVE DOLLARS (\$750) in the Transit Services Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein for the operation costs of the APP Program.

Section 5. The unexpended and unencumbered appropriated amount of SEVENTY-FIVE DOLLARS (\$75) in the Transit Services Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated and expended therein for the maintenance costs of the APP Program.

Section 6. The appropriation herein for the Transfort Maintenance Facility Upgrades 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.

Introduced, considered favorably on first reading on July 15, 2025, and approved on second reading for final passage on August 19, 2025.

Mayor

ATTEST:

Sr. Deputy City Clerk

Effective Date: August 29, 2025

Approving Attorney: Stefanie Boster and Madelene Shehan

Exhibit: None