

ORDINANCE NO. 009, 2026
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS OF REVENUE FROM THE QUARTER
CENT CAPITAL TAX AND AUTHORIZING TRANSFERS OF APPROPRIATIONS

A. On August 19, 2025, the City Council adopted Resolution 2025-077, which referred the extension of the temporary Community Capital Improvement Program (the “CCIP”) sales and use tax expiring on December 31, 2025, to voters for their consideration. The language in Ballot Issue 2A included a list identifying projects to be funded by the extension additional revenues for the planning, design, real property acquisition, construction, and operation and maintenance for certain capital projects.

B. At a regular City election on November 4, 2025, the voters of the City of Fort Collins approved the extension of the CCIP (the “Quarter Cent Capital Tax”), commencing January 1, 2026 and ending December 31, 2035, for the purpose of obtaining revenues for the planning, design, real property acquisition, and construction of the capital projects specified in the ballot language (“Ballot Issue 2A”) and for the operation and maintenance of some of them.

C. This appropriation of Quarter Cent Capital Tax revenues for projects and operations specified in Ballot Issue 2A benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purposes of improving the transportation infrastructure within the City, promoting safer travel across multiple modalities, providing necessary updates to the City pedestrian network, supporting transit improvements and upgrades, funding affordable housing projects, and fostering arts and culture through the Art in Public Places program

D. 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.

E. 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.

F. The City Manager has recommended the appropriations and transfers described herein and determined that the funds to be appropriated are available and previously unappropriated from the Community Capital Improvement Fund and that this

appropriation will not cause the total amount appropriated in the Community Capital Improvement 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. 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"). The total applicable costs that have been used to calculate the contribution to the APP Program of the various projects is \$3,321,000 and the amount required to be contributed, based on those costs, is \$33,210.

H. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the completion of the capital project.

I. The City Council wishes to designate all appropriations herein for various capital tax projects and operations in the Community Capital Improvement Project Fund, and transferred to various City Funds as outlined in Sections 1 through 4 and Sections 6 through 9 of this Ordinance, as appropriations that shall not lapse until the completion of the various capital projects.

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 Community Capital Improvement Project Fund the sum of SIX HUNDRED FORTY-THREE THOUSAND DOLLARS (\$643,000) to be expended in the Community Capital Improvement Project Fund for transfer to the Capital Projects Fund and expended therein for the Arterial Intersection Improvement & Streetscapes Program.

Section 2. There is hereby appropriated from new revenue or other funds in the Community Capital Improvement Project Fund the sum of ONE MILLION ONE HUNDRED SEVENTY-EIGHT THOUSAND DOLLARS (\$1,178,000) to be expended in the Community Capital Improvement Project Fund for transfer to the Capital Projects Fund and expended therein for the Bicycle Infrastructure & Overpass/Underpass Program.

Section 3. There is hereby appropriated from new revenue or other funds in the Community Capital Improvement Project Fund the sum of ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) to be expended in the Community Capital Improvement Project Fund for transfer to the Capital Projects Fund and expended therein for the Pedestrian Sidewalk Program.

Section 4. There is hereby appropriated from new revenue or other funds in the Community Capital Improvement Project Fund the sum of THREE HUNDRED FIFTEEN THOUSAND DOLLARS (\$315,000) to be expended in the Community Capital Improvement Project Fund for transfer to the Transit Services Fund and expended therein for the Transfort Bus Replacement & Stop Enhancements Program.

Section 5. There is hereby appropriated from new revenue or other funds in the Community Capital Improvement Project Fund the sum of TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000) to be expended in the Community Capital Improvement Project Fund for Affordable Housing Capital Fund.

Section 6. There is hereby appropriated from new revenue or other funds in the Community Capital Improvement Project Fund the sum of THIRTY THOUSAND DOLLARS (\$30,000) to be expended in the Community Capital Improvement Project Fund for transfer to the Capital Projects Fund and expended therein for the Community Bike Park Project.

Section 7. The unexpended and unencumbered appropriated amount of TWENTY-FIVE THOUSAND NINE HUNDRED FOUR DOLLARS(\$25,904) in the Capital Projects 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 8. The unexpended and unencumbered appropriated amount of SIX-THOUSAND SIX HUNDRED FORTY-TWO DOLLARS (\$6,642) in the Capital Projects 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 9. The unexpended and unencumbered appropriated amount of SIX HUNDRED SIXTY-FOUR DOLLARS (\$664) in the Capital Projects 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 10. The appropriations herein are hereby designated, as authorized in Article V, Section 11 of the City Charter, as appropriations that shall not lapse at the end of this fiscal year but continue until the completion of the projects.

Section 11. This Ordinance shall not be construed as constituting City Council approval, support for approval, or waiver of any City regulatory requirement, including any development application process whether in administrative or quasi-judicial review, for any project or purpose referenced herein.

Introduced, considered favorably on first reading on January 20, 2026, and approved on second reading for final passage on February 3, 2026.

Mayor

ATTEST:

City Clerk

Effective Date: February 13, 2026
Approving Attorney: Dianne Criswell

Exhibit: None