

ORDINANCE NO. 137, 2024
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING TRANSFER OF APPROPRIATIONS FOR THE
FOSSIL CREEK TRAIL SPUR PROJECT

A. The City Council finds and determines that the adoption of this Ordinance is necessary for the public's health, safety, and welfare, and therefore, wishes to authorize the expenditures described in this Ordinance and that such expenditures will serve the public purposes for which they are designated in Section 1 below.

B. 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.

C. The City Manager has recommended the transfer of \$35,000 from the lapsing operating budget to the non-lapsing project budget in the Conservation Trust Fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

D. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project or 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 continue until the completion of the capital project or 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.

E. The City Council wishes to designate the appropriation herein for the Fossil Creek Trail Spur Project as an appropriation that shall not lapse until the completion of the project.

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. The unexpended and unencumbered appropriated amount of THIRTY-FIVE THOUSAND DOLLARS (\$35,000) from 2024 Ordinance #33, is authorized for transfer from the lapsing operating budget to the non-lapsing project budget in the Conservation Trust Fund and appropriated therein to be expended for the Fossil Creek Trail Spur Project.

Section 2. The appropriation herein for the Fossil Creek Trail Spur 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 the fiscal year but continue until completion of the capital project.

Introduced, considered favorably on first reading on September 17, 2024, and approved on second reading for final passage on October 1, 2024.

Mayor

ATTEST:

City Clerk

Effective Date: October 10, 2024
Approving Attorney: Carrie Daggett