

ORDINANCE NO. 070, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MODIFYING ORDINANCE NO. 023, 2025, WITH REGARD
TO FUND IDENTIFICATION FOR COLLEGE AVENUE-
TRILBY ROAD CAPITAL IMPROVEMENTS

A. Ordinance No. 023, 2025, appropriated \$1,294,934 of Stormwater Fund reserves transferred to the Capital Projects Fund for expenditure on stormwater infrastructure as a part of the College Avenue-Trilby Road Intersection Improvements Project. This Ordinance modifies this previous appropriation to expense the Stormwater Utility's share of the capital project in the Storm Drainage Fund.

B. Consistent with past and best practice, Stormwater Utility improvements should be expended from the Stormwater Fund to account for capital assets owned and maintained by the enterprise. A modification of the appropriation will change the recognition of the asset's cost to the proper fund for financial purposes. This Ordinance does not appropriate additional funds to the capital project.

C. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purpose of contributing to resolving urban flooding and stormwater quality issues in downtown Fort Collins.

D. 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.

E. The City Manager has recommended the transfer of \$1,294,934 from the Capital Projects Fund to the Stormwater Fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

F. 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.

G. The City Council wishes to designate the appropriation herein College and Trilby Intersection Improvement 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 ONE MILLION TWO HUNDRED NINETY-FOUR THOUSAND NINE HUNDRED THIRTY-FOUR DOLLARS (\$1,294,934) is authorized for transfer from the Capital Projects Fund to the Stormwater Fund and appropriated therein to be expended for College and Trilby Intersection Improvement Project.

Section 2. The appropriation herein for College and Trilby Intersection Improvement 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 April 15, 2025, and approved on second reading for final passage on May 6, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: May 16, 2025

Approving Attorney: Stefanie Boster