

ORDINANCE NO. 124, 2023
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PHILANTHROPIC REVENUE RECEIVED THROUGH CITY GIVE
FOR VARIOUS PROGRAMS AND SERVICES AS DESIGNATED BY THE DONORS

WHEREAS, the City received in 2023 ten individual donations to be used for various City programs and services, which donations are each \$5,000 or less and they total \$20,300; and

WHEREAS, the donors have directed these donations to be used solely by the City for certain designated uses; and

WHEREAS, a total of \$9,000 has been donated to the City by Kaiser Permanente, Poudre Pet & Feed, and Connexion to be used by Community Development and Neighborhood Services solely for Open Streets; and

WHEREAS, \$2,000 has been donated to the City by Klein, Cooper, Gamez and Abbott to be used solely by the City for the Living Tribute Tree (“Living Tree Donation”);

WHEREAS, the Open Street Donations and the Living Tree Donation have been deposited in and are being appropriated from the General Fund (the “General Fund Donations”); and

WHEREAS, \$1,000 has been donated to the City by JT Contracting to be used solely by the City for Bike to Work Day (“Bike to Work Donation”); and

WHEREAS, \$5,000 has been donated to the City by FoCo Fondo to be used solely by the City for Youth Bike Programming (“Youth Bike Donation”); and

WHEREAS, the Bike to Work Donation and the Youth Bike Donation have been deposited in and are being appropriated from the Transportation Services Fund (“Transportation Services Fund Donations”); and

WHEREAS, a total of \$3,300 has been donated to the City by Poudre Firefighters Local 1945, Northern, and Ohlson & Stanley to be used solely by the City for the 9-11 Memorial at Spring Park, which donations have been deposited in and are to be appropriated from the Capital Projects Fund (“Capital Projects Fund Donations”); and

WHEREAS, as acknowledged by Section 2.5 for the City’s Fiscal Management Policy 2 - Revenue approved by City Council, the City Manager has adopted the City Give Financial Governance Policy to provide for the responsible and efficient management of charitable donations to the City (the “City Give Policy”); and

WHEREAS, Section 52.2.C. of the City Give Policy authorizes the City Give Director to accept donations of \$5,000 or less for the City service area intended by the donor to be benefited; and

WHEREAS, as so authorized, the City Give Director has accepted for the benefited City service areas, as applicable, the donations to be appropriated in this Ordinance to be used solely as directed by each donor; and

WHEREAS, 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 in the funds during the fiscal year; and

WHEREAS, the City Manager has recommended the appropriations described in Section 2 of this Ordinance and determined that the amount of each of these appropriations is available and previously unappropriated from the funds named in Section 2 and will not cause the total amount appropriated in each such fund to exceed the current estimate of actual and anticipated revenues to be received in those funds during this fiscal year; and

WHEREAS, these appropriations will serve the public purpose of providing additional revenue to each of the benefited City service areas to aid them in accomplishing the public purposes for which each service area is established thereby benefiting the public's health, safety and welfare.

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

WHEREAS, the City Council wishes to designate the appropriations herein for various City Give donations as appropriations that shall not lapse until the earlier of the expiration of the donations or the City's expenditure of all funds received from such donations; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That there are hereby appropriated the following donations received by the City in 2023 to be solely expended by the City as designated by the donors:

General Fund Donations	\$ 11,000
Transportation Services Fund Donations	\$ 6,000
Capital Project Fund Donations	\$ 3,300

Section 3. That the appropriations herein for various City Give donations 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 earlier of the expiration of the donations or the City's expenditure of all funds received from such donations.

Introduced, considered favorably on first reading, and ordered published this 19th day of September, 2023, and to be presented for final passage on the 3rd day of October, 2023.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading this 3rd day of October, 2023.

Mayor

ATTEST:

City Clerk