

ORDINANCE NO. 059, 2024
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING A SUPPLEMENTAL APPROPRIATION FROM THE LOCAL
PLANNING CAPACITY GRANT FOR THE AFFORDABLE HOUSING
AND PLANNING DEVELOPMENT PROCESS IMPROVEMENT
PROJECT AND APPROVING A RELATED GRANT AGREEMENT

A. In February 2024, the City applied for a \$200,000 grant from the Local Planning Capacity (“LPC”) grant program administered by the Department of Local Affairs (“DOLA”). The LPC grant program was established by Proposition 123, the State Affordable Housing Fund and supports local governments’ efforts to implement systems that expedite the development review process for affordable housing.

B. In March 2024, staff received notification that the City’s grant application had been awarded full reimbursement funding, subject to a 21% match requirement. DOLA has provided the City with a draft grant agreement (“Agreement”) to govern the grant funding, which is attached hereto as Exhibit “A”.

C. This Grant will be used to help reduce approval timelines for affordable housing by approximately 50% compared to Fort Collins’s baseline approval averages from 2019-2023 (“Project”). Staff plans to achieve this goal through both land use code changes and a formal process improvement project utilizing LEAN principles. Grant funding will support consultant expertise in LEAN principles and project management, which are critical for a project that seeks to implement process improvement among the more than fifteen departments involved in development review. Upon completion, Fort Collins will be poised to consistently achieve the 90-day Fast Track requirements under Proposition 123.

D. The state of Colorado issued the Agreement, which grants an award of \$200,000 to the City for the Project. The Agreement includes a 21% City match requirement of the total Project cost and such funds were previously appropriated.

E. This appropriation benefits public health, safety and welfare of the citizens of Fort Collins and serves the public purpose of improving the efficiency of the City’s administrative processes relating to affordable housing development.

F. 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.

G. The City Manager has recommended the appropriation described herein and determined that this appropriation is available and previously unappropriated from the General Fund and will not cause the total amount appropriated in the General 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.

H. 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 continue until the earlier of the expiration of the federal, state or private grant or the City's expenditure of all funds received from such grant.

I. The City Council wishes to designate the appropriation herein for the Local Planning Capacity Grant as an appropriation that shall not lapse until the earlier of the expiration of the grant or the City's expenditure of all funds received from such grant.

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 General Fund the sum of TWO HUNDRED THOUSAND DOLLARS (\$200,000) to be expended in the General Fund for the Affordable Housing and Planning Development Process Improvement Project.

Section 2. The appropriation herein for the Local Planning Capacity Grant 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 earlier of the expiration of the grant or the City's expenditure of all funds received from such grant.

Section 3. The City Council authorizes the City Manager or their designee to accept the grant and obligate the City to comply with the terms of the grant of the award and Agreement.

Introduced, considered favorably on first reading on May 7, 2024, and approved on second reading for final passage on May 21, 2024.

Mayor

ATTEST:

Interim City Clerk

Effective Date: May 31, 2024
Approving Attorney: Ted Hewitt