

ORDINANCE NO. 117, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS FROM THE
COLORADO DIVISION OF CRIMINAL JUSTICE FOR
RESTORATIVE JUSTICE SERVICES AND APPROVING THE
INTERGOVERNMENTAL GRANT AGREEMENT WITH THE
COLORADO DIVISION OF CRIMINAL JUSTICE

A. Restorative Justice Programs within the City operates three programs: RESTORE for shoplifting offenses, the Restorative Justice Conferencing Program and the Reflect Program for all other offenses.

B. Restorative Justice Services programs hold young offenders accountable by helping them understand how family, friends, victims, and the community are harmed by their actions, and holding offenders accountable for the harm they caused to help them make better decisions in the future.

C. Since its inception, Restorative Justice Services has provided restorative justice alternatives to more than 3,200 young people who have committed chargeable offenses in our community.

D. Restorative Justice Services has been partially grant-funded since 2000 and has accepted reimbursement-based grant funds on an annual basis from the Colorado Division of Criminal Justice ("CDCJ") to support City Restorative Justice Services programs. The CDJC entered into its current grant agreement with the City in June 2024 (the "IGA"), which is attached hereto as Exhibit A and incorporated herein by reference. The IGA provided the City with \$53,428 for the State's 2024-2025 Fiscal Year. The State's 2024-2025 Fiscal Year ran from July 1, 2024 through June 30, 2025.

E. Restorative Justice Services has received an award of \$35,637 from the CDCJ Juvenile Diversion fund, through a State of Colorado Grant Modification Option Letter to the IGA (the "2026 Option") for the State's 2025-2026 Fiscal Year. The State's 2025-2026 Fiscal Year runs from July 1, 2025 through June 30, 2026. The 2026 Option is attached hereto as Exhibit B and incorporated herein by reference. The 2026 Option extended the IGA through June 30, 2026. The 2026 Option added a new statement of work to the IGA and added a new budget under the IGA for the amount of \$35,637, but otherwise retained the requirements contained in the IGA for the City to expend the funds provided to the City.

F. This funding will allow the City to provide restorative justice services as an accountability option for 35 youth referred from the 8th Judicial District Attorney's Office.

G. This appropriation benefits the public health, safety, and welfare of the residents of Fort Collins and serves the public purpose of reducing future criminal behavior and keeping young people out of the justice system, contributing positively to a safer, healthier community. Addressing the needs and concerns of those harmed by crime

and community members also has a positive effect on the overall community health and safety.

H. 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.

I. The City Manager has recommended the appropriation described herein and determined that the funds to be appropriated are available and previously unappropriated from the General Fund and that this appropriation 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.

J. 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 donation or the City's expenditure of all funds received from such grant.

K. The City Council wishes to designate the appropriation herein for the Colorado Division of Criminal Justice Restorative Justice 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.

L. Section 1-22 of the City Code requires that all intergovernmental agreements or cooperative activities between the City and other governmental entities be submitted to the City Council for review, and any approval thereof shall be by ordinance or resolution of the City Council, subject to certain exceptions. Further, the City is authorized to enter into intergovernmental agreements to provide any function, service, or facility under Article II, Section 16 of the Charter of the City of Fort Collins and C.R.S. § 29-1-203, and City staff recommends approval of the IGA, the 2026 Option, and future similar options under the IGA.

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 THIRTY-FIVE THOUSAND SIX HUNDRED THIRTY-SEVEN DOLLARS (\$35,637) to be expended in the General Fund for the Colorado Division of Criminal Justice Restorative Justice Grant.

Section 2. The appropriation herein Colorado Division of Criminal Justice Restorative Justice 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 approves the IGA, attached hereto as Exhibit A, as modified by the 2026 Option, attached hereto as Exhibit B. The City Manager, after consultation with the City Attorney, is hereby authorized to take any reasonable action necessary to secure the funds offered to the City through the 2026 Option and any similar options in future years under the IGA.

Introduced, considered favorably on first reading on July 15, 2025, and approved on second reading for final passage on August 19, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: August 29, 2025

Approving Attorney: Ted Hewitt

Exhibits: Exhibit A – Grant Award Letter
 Exhibit B – State of Colorado Grant Modification Option Letter