

ORDINANCE NO. 009, 2017  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
APPROPRIATING PRIOR YEAR RESERVES IN THE STORM DRAINAGE  
FUND TO PAY 2017 FEES FOR THE CITY OF FORT COLLINS AREAS  
WITHIN THE BOXELDER BASIN REGIONAL STORMWATER AUTHORITY

WHEREAS, the Boxelder Basin Regional Stormwater Authority (“BBRSA”) was established in 2008 by Larimer County, the City of Fort Collins and the Town of Wellington to protect life safety, reduce 100-year floodplain extents, protect existing structures, protect existing residences and businesses, reduce flood overtopping of 33 roads and 4 irrigation canals, reduce the costs to construct new stormwater infrastructure, improve emergency response, and reduce flooding on currently undeveloped areas that regional planning shows will be developed in the future; and

WHEREAS, Fort Collins Utilities collects stormwater utility fees citywide based on our fee schedule for residential and commercial properties; and

WHEREAS, the City of Fort Collins pays these fees from our collected Stormwater Revenues in the year after they are collected (i.e., 2016 fees are paid in early 2017). This is done so that any additional stormwater system development fees [typically called Plant Investment Fees (PIFs)] and growth related fee increases can be included in the annual payment; and

WHEREAS, the BBRSA Board of Directors has indicated that it may assist BBRSA if its members pay their 2017 estimated annual stormwater service and system development fees in advance based on existing conditions and then pay for the growth related portions in the following year, which has the members paying both the 2016 fees and the 2017 fees in early 2017; and

WHEREAS, only the 2016 estimated payment (budgeted at \$350,000) was included in the BFO process for 2017, therefore, additional funding will need to be appropriated from prior year reserves to make the 2017 payment of \$330,000; and

WHEREAS, Article V, Section 9 of the City Charter permits the City Council to appropriate by ordinance at any time during the fiscal year such funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated; 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.

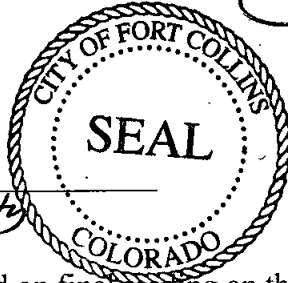
Section 2. That there is hereby appropriated for expenditure from prior year reserves in the Storm Drainage Fund the sum of THREE HUNDRED THIRTY THOUSAND DOLLARS (\$330,000) for 2017 BBRSA member fees.

Introduced, considered favorably on first reading, and ordered published this 17th day of January, A.D. 2017, and to be presented for final passage on the 7th day of February, A.D. 2017.


  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk/ *Chief Deputy*



Passed and adopted on final reading on the 7th day of February, A.D. 2017.

  
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Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

