

ORDINANCE NO. 069, 2018  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
APPROPRIATING PRIOR YEAR RESERVES IN THE LIGHT AND  
POWER FUND FOR THE LIGHT AND POWER NEW CIRCUITS PROJECT

WHEREAS, the City's Electric Utility is preparing to complete construction of three new service connections and capacity upgrades to accommodate a recent annexation and customer load growth, referred to as the "Light and Power New Circuit Project"; and

WHEREAS, on February 20, 2018, the City Council approved annexation of the City's water treatment facility into the City's municipal boundaries through Ordinance Nos. 023, 025, 027, and 029, 2018, which was needed for the City's Electric Utility to establish a connection and improve the reliability of electric service to the facility; and

WHEREAS, the 2017/2018 budget included appropriation of \$1.3 million in the Water Utility Enterprise Fund to cover service fees and the cost to build the new electric service connection to the Water Treatment facility; and

WHEREAS, Utility Services staff recommends appropriating \$1.3 million in the Electric Utility Enterprise Fund (Light and Power Fund) to allow the Electric Utility to spend service fees received from the Water Utility and to construct the new service connection to the Water Treatment facility; and

WHEREAS, Utility Services staff further recommends appropriating \$480,000 in the Light and Power Fund to build additional electric circuit capacity to satisfy current commitments to deliver electric service capacity under agreements with industrial customers in the East Harmony Industrial Park; and

WHEREAS, Utility Services staff further recommends appropriating an additional \$230,000 in the Light and Power fund to cover increased costs associated with improving electric circuit capacity in substations experiencing accelerated residential load growth in southwest Fort Collins (the "Southwest Residential Area Project"); and

WHEREAS, prior to completion of the design for the Southwest Residential Area Project, the 2017 budget estimate was \$260,000; final design estimates are currently \$490,000, requiring appropriation of an additional \$230,000 to complete the project; 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

WHEREAS, Article V, Section 10, of the City Charter authorizes the City Council 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; and

WHEREAS, the Light and Power New Circuit Project involves total estimated construction cost of more than \$250,000, as such, Section 23-304 of the City Code requires one percent of these qualified appropriations (qualified appropriation amount is equal to \$710,000 since APP was previously appropriated and transferred on the \$1.3M in the 2017/18 Budget) to be transferred to the Cultural Services and Facilities Fund for a contribution to the Art in Public Places (APP) program; and

WHEREAS, this appropriation benefits public health, safety, and welfare of the citizens and ratepayers of Fort Collins and serves the utility purpose of improving water and electric service reliability and controlling cost of service increases; and

WHEREAS, the City Manager has recommended the appropriation described herein and determined that this appropriation is available and previously unappropriated from the Light and Power Fund and will not cause the total amount appropriated in the Light and Power Fund to exceed the current estimate of actual and anticipated revenues to be received in that fund during any fiscal year.

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

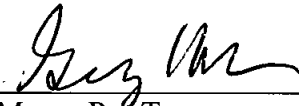
Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That there is hereby appropriated from prior year reserves in the Light and Power Fund the sum of TWO MILLION SEVENTEEN THOUSAND ONE HUNDRED DOLLARS (\$2,017,100) as follows:

• Water Treatment Facility Project	\$1,300,000
• East Harmony Industrial Park Project	480,000
• Southwest Residential Area	230,000
• Art in Public Places Project (Artwork)	5,538
• Art in Public Places Project (transfer to Cultural Services Fund for APP Maintenance & Operations)	1,562
TOTAL	<hr/> \$2,017,100

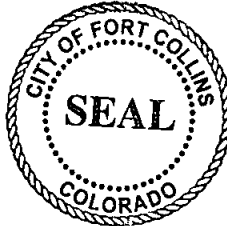
Section 3. That the unexpended appropriated amount of ONE THOUSAND FIVE HUNDRED SIXTY-TWO DOLLARS (\$1,562) is authorized for transfer to the Art in Public Places Projects from the Light and Power Fund to the Cultural Services and Facilities Fund and appropriated therein for the Art in Public Places Program Maintenance and Operations.

Introduced, considered favorably on first reading, and ordered published this 5th day of June, A.D. 2018, and to be presented for final passage on the 19th day of June, A.D. 2018.

  
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Mayor Pro Tem

ATTEST:

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



Passed and adopted on final reading on the 19th day of June, A.D. 2018.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

