

RESOLUTION 2018-061
OF THE COUNCIL OF THE CITY OF FORT COLLINS
RECOGNIZING REVENUES RECEIVED FROM PRIVATE FUNDRAISING
AND FINDING SUBSTANTIAL SATISFACTION OF CONDITIONS ON PRIOR
APPROPRIATIONS FOR THE POUDBRE RIVER WHITEWATER PARK PROJECT

WHEREAS, at a regular City election held on April 7, 2015, the voters of the City of Fort Collins approved the extension of the expiring twenty-five hundredths percent (0.25%) capital projects sales and use tax (the "Tax") for a period of ten years; and

WHEREAS, the purpose of the Tax, as outlined in the ballot measure, is the planning, design, real property acquisition, and construction of seventeen capital projects and related operation and maintenance, referred to as the Community Capital Improvement Program ("CCIP"), which includes construction of Downtown Poudre River Enhancements and a Kayak Park (the "Whitewater Park Project" or "Project"); and

WHEREAS, pursuant to Ordinance No. 013, 2015 ("Building on Basics Ordinance"), in which the City Council recognized and adopted the passage of the CCIP ballot measure, prior to use of any revenues from the Tax for construction of the Whitewater Park Project (but not before beginning planning, design, and property acquisition) the City Council must determine, after receiving a report and recommendation from the City Manager, that the City has received at least \$1,500,000 in contributions and pledges of cash and other property from private sources in support of the Whitewater Park Project, and

WHEREAS, on May 1, 2018, the City Council adopted Ordinance No. 058, 2018, appropriating funds for the Whitewater Park Project, subject to the conditions that:

- such additional funds may not be expended for construction of the Project until the City Manager provides a further report and recommendation indicating the City has received the full \$1,500,000 in private contributions and pledges; and
- the City Council adopts a resolution making a determination that such condition of Ordinance No. 013, 2015, has been fully satisfied; and

WHEREAS, the City Manager reported and recommended to City Council, pursuant to Ordinance No. 058, 2018, that the City has received a total of \$1,921,950 in private fundraising donations toward the Project, \$1,603,852 of which has been appropriated, and \$318,099 still requires appropriation; and

WHEREAS, the City Manager has recommended the City Council find the conditions of Ordinance No. 013, 2015 are satisfied and appropriated funds may be spent for construction of the Project.

NOW, THEREFORE, BE IT RESOLVED 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, pursuant to the report and recommendation of the City Manager, the City has received a total of \$1,921,950 in private financial donations toward the Whitewater Park Project.


Section 3. That the City Council hereby finds and determines that the receipt of such amounts substantially satisfies the conditions contained in Ordinance No. 013, 205 and No. 058, 2018 regarding receipt by the City of at least \$1,500,000 of private contributions and pledges in support of the Whitewater Park Project prior to spending appropriated funds for construction of the Project, and the such funds are now available to be spent for construction of the Project.

Passed and adopted at a regular meeting of the Council of the City of Fort Collins this 19th day of June, A.D. 2018.



Mayor

ATTEST:



City Clerk

