

**ORDINANCE NO. 140, 2019  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
APPROPRIATING PRIOR YEAR RESERVES IN VARIOUS CITY  
FUNDS TO REIMBURSE CAPITAL EXPANSION AND UTILITY  
FEE FUNDS AND HOUSING CATALYST FOR FEES WAIVED FOR  
THE MASON PLACE AFFORDABLE HOUSING PROJECT**

WHEREAS, the Fort Collins Housing Authority, doing business as Housing Catalyst, is currently developing the Mason Place permanent supportive housing project (the "Project") in Fort Collins; and

WHEREAS, on August 20, 2019, the City Council adopted Ordinance No. 096, 2019, approving the waiver of eligible development review fees, building fees, and capital improvement expansion fees, in an amount not to exceed \$330,000, for the Project; and

WHEREAS, Ordinance No. 096, 2019 also directed the City Manager, once the Project fees were finalized, to bring forward an ordinance appropriating funds to reimburse the appropriate funds for the fees waived; and

WHEREAS, historically the City has reimbursed utility funds for utility development review fees waived, and reimbursed funds for waived capital improvement expansion fees; and

WHEREAS, the final amount of the fees has been calculated and the total amount waived is \$326,081, with \$270,197 of that amount being utility fees and capital expansion fees and \$23,857 being fees already paid to be refunded to Housing Catalyst; and

WHEREAS, the City Council desires to appropriate funds to reimburse various Capital Expansion and Utility Fee funds for waived fees in the following amounts:

Fire Capital Expansion	\$ 13,695
General Government Capital Expansion	4,271
Parkland: Community	139,560
Parkland: Neighborhood	98,820
Police Capital Expansion	7,698
Sewer Development Review Fee	2,580
Stormwater Development Review Fee	993
Water Development Review Fee	<u>2,580</u>
TOTAL	\$270,197; and

WHEREAS, the City Council further desires to appropriate funds to refund to Housing Catalyst the following fees already paid by Housing Catalyst, in the following amounts:

Development Review Fees	\$ 5,000
Major Amendment Fees	3,206
Mailing Fees	204

Sign Posting Fees	50
Plan Check Fees	<u>15,397</u>
TOTAL	\$23,857; and

WHEREAS, building fees in the amount of \$32,027 would not be reimbursed; 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, this appropriation benefits public health, safety, and the welfare of the citizens of Fort Collins; and

WHEREAS, the City Manager has recommended the appropriation described herein and determined that these appropriations are available and previously unappropriated from the Community Capital Improvement Program Fund, the General Fund and the Transportation Fund, as applicable, and will not cause the total amount appropriated in the Community Capital Improvement Fund Fund, the General Fund or the Transportation Fund, as applicable, to exceed the current estimate of actual and anticipated revenues to be received in these funds during the 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 for expenditure from reserves in the Affordable Housing Capital Fund within the Community Capital Improvement Program Fund the sum of ONE HUNDRED THOUSAND DOLLARS (\$100,000) to cover a portion of the waived fees for the Mason Place Affordable Housing Project.

Section 3. That there is hereby appropriated for expenditure from reserves in the General Fund the sum of ONE HUNDRED NINETY THOUSAND FIVE HUNDRED FIFTY-FOUR DOLLARS (\$190,554) to cover a portion of the waived fees for the Mason Place Affordable Housing Project.

Section 4. That there is hereby appropriated for expenditure from reserves in the Transportation Fund the sum of THREE THOUSAND FIVE HUNDRED DOLLARS (\$3,500) to cover a portion of the waived fees for the Mason Place Affordable Housing Project.

Introduced, considered favorably on first reading, and ordered published this 19th day of November, A.D. 2019, and to be presented for final passage on the 3rd day of December, A.D. 2019.

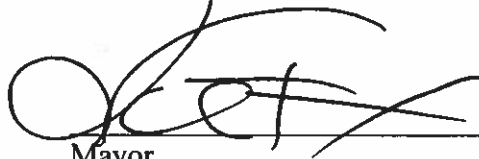
  
\_\_\_\_\_  
Mayor

ATTEST:

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



Passed and adopted on final reading on the 3rd day of December, A.D. 2019.

  
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Mayor

ATTEST:

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

