

**ORDINANCE NO. 029, 2021
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING UNANTICIPATED PHILANTHROPIC REVENUE IN
THE GENERAL FUND RECEIVED BY CITY GIVE FOR TRANSFER TO THE
PARKS DEPARTMENT FOR UPGRADES TO WATER'S WAY PARK**

WHEREAS, the City is the owner of property located at 715 Fairbourne Way in south central Fort Collins known as Water's Way Park (the "Park"); and

WHEREAS, the friends and family of Willy Mergenthaler, who passed away in October 2020 at the age of 20, have raised funds to be spent on enhancing the amenities at the Park, which was a favorite hangout of Willy's; and

WHEREAS, Park improvements are expected to include expanded seating and enhanced landscaping; and

WHEREAS, these improvements will not exceed the philanthropic revenue of \$6,105, and therefore do not trigger the requirement to appropriate one percent for Art in Public Places; and

WHEREAS, this appropriation benefits public health, safety and welfare of the citizens of Fort Collins and serves the public purpose of improving a public park for the benefit of the community; and

WHEREAS, Article V, Section 9, of the City Charter permits the City Council to make supplemental appropriations by ordinance at any time during the fiscal year, provided that the total amount of such supplemental appropriations, in combination with all previous appropriations for that fiscal year, does not exceed the current estimate of actual and anticipated revenues to be received during the fiscal year; and

WHEREAS, the City Manager has recommended the appropriation described herein and determined that these appropriations are available and previously unappropriated from the General Fund and will not cause the total amount appropriated General Fund to exceed the current estimate of actual and anticipated revenues to be received in these funds during this fiscal year; 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 account to another fund or capital project account, provided that the purpose for which the transferred funds are to be expended remains unchanged; and

WHEREAS, the City Manager has recommended the transfer described herein and determined that the purpose for which the transferred funds are to be expended remains unchanged.

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 unanticipated philanthropic revenue in the General Fund City Give Reserves the sum of SIX THOUSAND ONE HUNDRED AND FIVE DOLLARS (\$6,105) for transfer to the Parks Department in the General Fund and appropriated therein for Water's Way Park.

Introduced, considered favorably on first reading, and ordered published this 16th day of February, A.D. 2021, and to be presented for final passage on the 2nd day of March, A.D. 2021.

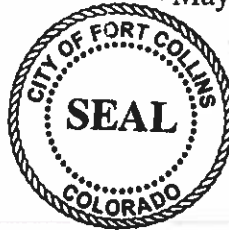


Mayor

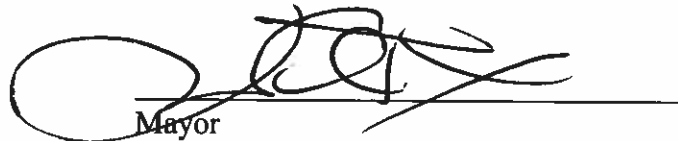
ATTEST:



City Clerk



Passed and adopted on final reading on the 2nd day of March, A.D. 2021.



Mayor

ATTEST:



City Clerk

