

ORDINANCE NO. 079, 2021
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING A SUPPLEMENTAL APPROPRIATION OF A PORTION OF THE CITY'S
AMERICAN RESCUE PLAN ACT FUNDING FOR LOCAL FISCAL RECOVERY
RELATED TO RESPONSE TO AND RECOVERY FROM THE COVID-19 PANDEMIC

WHEREAS, in response to the public health emergency resulting from the spread of the Novel Coronavirus 2019 (“COVID-19”), the City Manager proclaimed a local emergency on March 13, 2020, and City Council extended such proclamation with its adoption of Resolution 2020-030; and

WHEREAS, on March 11, 2020, President Joseph R. Biden signed the American Rescue Plan Act into law (“ARPA”), which established the Coronavirus Local Fiscal Recovery Fund intended to provide support to local governments in responding to the impact of COVID-19 on their communities, residents, and businesses; and

WHEREAS, the U.S. Treasury Department has provided regulatory guidance on how ARPA funds may be used, which includes: supporting public health expenditures; addressing negative economic impacts; replacing lost public sector revenue; providing premium pay for essential workers; and investing in water, sewer and broadband infrastructure; and

WHEREAS, the City will be allocated a total amount of \$28,118,971, of which the City has received fifty percent or \$14,059,485.50, with the remaining fifty percent anticipated to be available in May 2022; and

WHEREAS, City staff presented background information about the proposed use of these funds to City Council at a work session on May 25, 2021, including the appropriation of \$4,217,846, which is fifteen percent of the total amount allocated to the City, to address current needs of the community consistent with the requirements of ARPA and applicable federal regulations and to support public health expenditures; address negative economic impacts; replace lost public sector revenue; provide premium pay for essential workers; and invest in water, sewer and broadband infrastructure; and

WHEREAS, City staff has identified some current needs consistent with U.S. Treasury guidance to include financial support and expenditures for workforce development; business support for disadvantaged businesses; business navigation programs; supportive assistance to those experiencing homelessness; utility, mortgage and rental assistance to those who do not meet the income qualification requirements for assistance from Neighbor to Neighbor or other available programs, and response and recovery expenses of the City and others in the Fort Collins community; and

WHEREAS, this appropriation benefits the public health, safety and welfare of the citizens of Fort Collins and serves the public purpose of responding to the immediate and short-term community health, social wellbeing, and economic needs arising from the negative impacts of the COVID-19 public health emergency; and

WHEREAS, Article V, Section 9, of the City Charter permits the City Council, upon

recommendation of the City Manager, 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 and all other funds to be received during the fiscal year; and

WHEREAS, the City Manager has recommended the appropriation described herein and determined that this appropriation is available and previously unappropriated from the General Fund and will not cause the total amount appropriated in the General Fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in that fund during this 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 unanticipated grant revenue in the General Fund the sum of FOUR MILLION TWO HUNDRED SEVENTEEN THOUSAND EIGHT HUNDRED FORTY-SIX DOLLARS (\$4,217,846) for expenditure from the General Fund for supporting public health expenditures, addressing negative economic impacts, replace lost public sector revenue, provide premium pay for essential workers and invest in water, sewer and broadband infrastructure related to response to and recovery from the COVID-19 pandemic, as described in this Ordinance.

Introduced, considered favorably on first reading, and ordered published this 15th day of June, A.D. 2021, and to be presented for final passage on the 6th day of July, A.D. 2021.

ATTEST:



City Clerk - *Interim*





Mayor

Passed and adopted on final reading on the 6th day of July, A.D. 2021.

ATTEST:



City Clerk - *Interim*





Mayor