

DATE: September 20, 2011
STAFF: Lawrence Pollack

AGENDA ITEM SUMMARY
FORT COLLINS CITY COUNCIL

8

SUBJECT

Second Reading of Ordinance No. 111, 2011, Appropriating Prior Year Reserves and Unanticipated Revenue in Various City Funds.

EXECUTIVE SUMMARY

The purpose of this annual "clean-up" Ordinance is to combine dedicated revenues or reserves that need to be appropriated before the end of the year to cover the related expenses that were not anticipated and, therefore, not included in the 2011 budget. The unanticipated revenue is primarily from fees, charges, rents, contributions and grants that have been paid to City departments to offset specific expenses. Prior year reserves are primarily being appropriated for unanticipated operation expenses from reserves that are set aside for that purpose. This Ordinance, adopted on First Reading on September 6, 2011, by a vote of 5-1 (nays: Horak) appropriates prior year reserves and unanticipated revenue in various City funds.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on Second Reading.

ATTACHMENTS

1. Copy of First Reading Agenda Item Summary - September 6, 2011 (w/o attachments)

DATE: September 6, 2011
STAFF: Lawrence Pollack

AGENDA ITEM SUMMARY
 FORT COLLINS CITY COUNCIL

16

SUBJECT

First Reading of Ordinance No. 111, 2011, Appropriating Prior Year Reserves and Unanticipated Revenue in Various City Funds.

EXECUTIVE SUMMARY

Following is a list of funds that make up the increase in appropriations:

General Fund	
Unanticipated Revenue	\$ 630,881
Prior Year Reserves	
Traffic Surcharge Reserve	\$ 93,696
Camera Radar Reserve	\$ 274,485
Other Reserves	\$ 213,807
Capital Projects Fund	\$ 355,000
Cultural Services and Facilities Fund	\$ 53,768
Neighborhood Parkland Fund	\$ 167,797
Recreation Fund	\$ 151,901
Sales & Use Tax Fund	\$ 502,526
Transit Services Fund	\$1,445,784
Transportation Services Fund	\$ 36,500

The purpose of this annual "clean-up" Ordinance is to combine dedicated revenues or reserves that need to be appropriated before the end of the year to cover the related expenses that were not anticipated and, therefore, not included in the 2011 budget. The unanticipated revenue is primarily from fees, charges, rents, contributions and grants that have been paid to City departments to offset specific expenses. Prior year reserves are primarily being appropriated for unanticipated operation expenses from reserves that are set aside for that purpose.

This Ordinance appropriates prior year reserves and unanticipated revenue in various City funds. The City Charter permits the City Council to provide by ordinance for payment of any expense from prior year reserves. The Charter also permits the City Council to appropriate unanticipated revenue received as a result of rate or fee increases or new revenue sources.

If these appropriations are not approved, the City will have to reduce expenditures even though revenue and reimbursements have been received to cover those expenditures.

BACKGROUND / DISCUSSION

A. GENERAL FUND

1. Fort Collins Police Services ("FCPS") has received revenue from various sources which needs to be appropriated to cover the related expenditures. A listing of these items follows:
 - a. \$34,500 - Chemical Test Fees and Driving Without Insurance Penalty Assessments - Pursuant to C.R.S. 16-11-501(2)(j), the costs of chemical tests (blood/breath tests) shall be reimbursed by the defendant to the law enforcement agency which administered and paid for the test. The driving without insurance law provides revenue to the law enforcement agency issuing the citation. It is projected that by the end of 2011, \$34,500 will have been collected by the courts and passed on to FCPS under these provisions. This revenue is used to directly offset the actual cost of testing for Driving Under the Influence and Driving Under the Influence of Drugs.

- b. \$3,800 - Training Revenue - In 2011, FCPS sponsored various classes which other agencies paid tuition to attend. The training events were sponsored by the SWAT Team. The revenue from these classes is used to offset the cost of supplies and to fund other SWAT related supply costs.
- c. \$4,200 - Community Workshop Fees - FCPS conducts community education workshops for Municipal Violation and Noise Violation offenders. Attendance is a requirement as part of their sentence. The fee is \$20 per participant. This money is used to offset the overtime incurred by those teaching the course.
- d. \$12,390 - Miscellaneous Overtime Reimbursement - In 2011, Police Services billed various outside entities for overtime expenses for the following activities: DEA investigative partnership, Tour De Fat, Brew Fest and the Regional Auto Theft Investigative Unit. The revenue collected directly offsets what was spent.
- e. \$38,200 - Police Report and Special Event Permit Fees - Police reports purchased by the public and insurance agencies generate revenue of approximately \$7.50 per report. Special event permits are required if the public wishes to hold an event that will interfere with vehicular or pedestrian traffic or takes place on public property. Special event permits cost \$50 per event. In 2011, approximately \$38,200 will be collected from these fees. The fee revenue is used to subsidize the cost of copy machine rental.
- f. \$200 - Community Contributions - In 2011, FCPS received a \$200 donation from a community member for the K-9 program. The money will be used to purchase equipment for the program.
- g. \$93,696 - Traffic Surcharge Officer - In 2010, authorization was received to hire an additional police officer assigned to the Traffic Unit, to be supported by the Traffic Calming Surcharge. The addition was not part of the 2011 authorized budget. Since inception, the fund has stabilized enough to support a third officer dedicated to traffic enforcement. This appropriation covers the 2011 salary and benefits for the officer.
- h. \$97,068 - Downtown Development Authority (DDA) Funded District One Officer - In 2010, the City of Fort Collins entered into an agreement with the DDA for the DDA to provide two years of funding for an additional officer for District One. This appropriation covers the ongoing operating expenses, salary and benefits for 2011.
- i. \$13,500 – Police Service Seizure Expense - In 2011, Police Services purchased a Lexipol policy management system. The system allows for review of the origin of all policy content, including federal and state laws and law enforcement best practices. This system provides regular policy updates in response to legislative mandates, case law and best practices evolution. Federal rules determine what seizure funds can be used for and the purchase of this system is a permissible use of these funds.
- j. \$46,309 – In-Car DUI Officer Camera System - The old DUI car camera system was failing, beyond its useful life and ability to be covered by a maintenance agreement. A new system by the name of “Arbitrator” was purchased in 2011. City of Fort Collins Purchasing Guidelines were followed in the acquisition of this system.
- k. \$228,176 – Patrol Car Modification Project - With the replacement of laptops scheduled at the end of the year, modifications need to be made to the patrol cars to accommodate the new laptop. The semi rugged laptop is at the end of its life cycle and the next ruggedized series has a different “footprint”. Docking stations are being installed to improve connectivity to (1) exterior antennas (Wi-Fi hotspots, broadband, GPS signals) (2) power sources (battery, alternator and distribution timers) and (3) interfacing USB devices (cameras, voice recorders, etc.)

The docking station also provides a locking mechanism for anti-theft and a more sturdy housing than a stand-alone computer mount. Antennas will be added for improved wireless coverage. The vehicles center console will be modified to integrate the docking station and laptop safely and ergonomically instead of installing separate computer mounts. New radio cabling will also be installed in anticipation of mobile radio replacement in 2012 while the console is removed, saving labor costs on that project. In total, 147 vehicles are being equipped. It is estimated these consoles have a useful life of 10+ years.

- l. \$40,000 – Computer Aided Dispatch (CAD) System Storage Capacity Addition - The aging CAD/RMS (Records Management System) system required a storage upgrade in 2011. This appropriation will cover

the cost of replacing the RMS component of the CAD system. This will be funded by the CAD reserve account which was established exclusively to repair/replace CAD components.

- m. \$6,000 - Seatbelt Enforcement Grant - In 2011, FCPS received a contract from the State of Colorado Department of Transportation for \$6,000 to be used for seatbelt compliance enforcement.
- n. \$6,356 – Driving while Under the Influence (DUI) Enforcement Grant - FCPS received an additional \$6,356 of funding over what was originally appropriated for the 2010 DUI enforcement grant. The grant pays for FCPS officer overtime during multi-agency checkpoints.
- o. \$15,335 – DUI Enforcement Grant – Fort Collins Police Services (FCPS) received a grant for DUI enforcement in 2011. The grant pays for FCPS officer overtime during multi-agency checkpoints.
- p. \$6,376 - Colorado Internet Crimes Against Children Grant - For late 2010 and early 2011 Fort Collins Police was the sub-recipient of \$6,376 in grant funding as part of the Colorado Internet Crimes Against Children (ICAC) Task Force. The Colorado Springs Police Department administered the grant and FCPS received funds to pay for ICAC sponsored community internet safety meetings and case related overtime. The grant also provided funds to purchase computer equipment and to attend out of state training.
- q. \$13,271 – Supplemental Grant Awards - Fort Collins Police Services is the administrative agency for the Northern Colorado Drug Task Force (NCDTF). The NCDTF is the recipient of a grant from the Rocky Mountain High Intensity Drug Trafficking Area (HIDTA) program. Occasionally, additional funding is available to help offset the cost of illegal narcotics investigations. Supplemental funding was received for both 2009 (\$7,414) and 2010 (\$5,857) grants.

FROM: Unanticipated Revenue (Miscellaneous Police)	\$ 93,290
FROM: Unanticipated Revenue (DDA)	\$ 97,068
FROM: Prior Year Reserve (Traffic Surcharge)	\$ 93,696
FROM: Prior Year Reserve (Police Seizure)	\$ 13,500
FROM: Prior Year Reserve (Camera Radar)	\$274,485
FROM: Prior Year Reserve (CAD Replacement)	\$ 40,000
FROM: Unanticipated Revenue (Seatbelt Grant)	\$ 6,000
FROM: Unanticipated Revenue (DUI Enforcement Grant)	\$ 21,691
FROM: Unanticipated Revenue (ICAC Task Force Grant)	\$ 6,376
FROM: Unanticipated Revenue (Drug Task Force Grant)	\$ 13,271

FOR: Police Services	\$612,039
FOR: Seatbelt Grant	\$ 6,000
FOR: DUI Enforcement Grant	\$ 21,691
FOR: ICAC Task Force Grant	\$ 6,376
FOR: Drug Task Force Grant	\$ 13,271

- 2. The Climate Wise program received a private grant of \$4,000 in 2010 for continuing education, events and outreach to encourage further Climate Wise partner project implementation and to reach new businesses. At the end of 2010, the revenue was closed into the General Fund reserves. The grant period is from July 1, 2010 through June 30, 2011. This grant does not require a local match.

FROM: Prior Year Reserves (General Fund)	\$4,000
FOR: Climate Wise Program Expenses	\$4,000

- 3. The Waste Innovation Program, which generates money from departments' landfill tipping fees, has a current balance of \$105,307. To meet the City's internal sustainability goals, the City Manager established this fund in 2010 to be used for projects that improve various departments' ability to divert trash from landfill disposal. Working with Parks Maintenance, Streets, and Environmental Regulatory Affairs, the Natural Resources Department has developed a proposal to establish a fully permitted, outdoor facility that will be used for composting landscape maintenance trimmings and fall leaves. The \$105,307 in the Waste Innovation Program will be applied to building the new composting facility, which has a projected budget of \$119,500 to complete Phase I (planning) and Phase II (implementation).

FROM: Prior Year Reserves (General Fund)	\$105,307
FOR: Waste Innovation Fund Expenses	\$105,307

4. a. The City Manager and Executive Leadership Team (ELT) considered ways to enhance the efficiency and effectiveness of the City organization. Changes impacting existing service areas were approved in March 2011 and included the following:
1. Assistant to the City Manager - This new position is an executive level position intended to support the City Manager in pursuing a world class community and performance excellence. There will be primarily three areas of focus, including Sustainability Coordination, Community Design & Special Projects, and Innovative Culture.
 2. Assistant to the City Manager - Employee and Communications Services (Restructured Communications and Public Involvement Director Position)
 3. Reclassify the current Public Relations Coordinator to the Communications and Public Involvement Manager

This item appropriates \$25,000 from General Fund Reserves to cover the costs for this change in 2011.

- b. On November 10, 2010 the Communications and Public Involvement Office (CPIO) received and deposited a donation from the Johanna A. Favrot Fund to be used towards the 2011 City Works 101 program. At the end of 2010, the revenue was closed into the General Fund reserves. This item appropriates this donation in the amount of \$6,000 for that purpose.

FROM: Prior Year Reserves (General Fund)	\$31,000
FOR: Communications & Public Involvement Office Expenses	\$31,000

5. Forestry has identified several high use public areas where trees need maintenance for safety and tree health reasons. In some cases, maintenance has not been performed in over a decade. This item appropriates \$20,000 from the General Fund - Tree Donations Reserve to be used to contractually prune and remove mature City trees.

FROM: Prior Year Reserves (Tree Donations)	\$20,000
FOR: Forestry Expenses	\$20,000

6. This request is to appropriate a \$30,000 donation from Poudre Valley Health Systems for the 4th of July celebration in 2011. The donation paid for fireworks and other supplies for the celebration.

FROM: Unanticipated Revenue (Donations)	\$30,000
FOR: Parks Expenses	\$30,000

7. Operations Services-Facilities has performed construction, maintenance, repairs, alterations, and facilities related services for various City departments on a cost reimbursement basis. This work includes the recent project of repainting the interior of the downtown Civic Center Parking Structure. This item appropriates \$225,000 that has been billed to those various departments to cover the cost of the work performed.

FROM: Unanticipated Revenue (Work for Others)	\$225,000
FOR: Facilities Expenses	\$225,000

8. The Gardens on Spring Creek has received additional money from events above the original revenue appropriated during the budget process. These revenues will be used to fund hourly, seasonal staff and supplies at The Gardens. In addition, sponsorship dollars were raised to support events. These monies must be spent on those specific events (Harvest Festival, Garden of Lights, etc.).

FROM: Unanticipated Revenue	\$50,000
FOR: The Gardens on Spring Creek	\$50,000

9. The Gardens on Spring Creek received several grants in 2011 that need to be appropriated. They are as follows: Can Do Grant - \$13,000, Stanley Smith Horticulturist Trust Grant - \$19,350, and Colorado Health Foundation Grant - \$55,835. The Can Do Grant and Colorado Health Foundation Grant fund the Community

Garden Outreach Program, which grows food in the Garden of Eatin', coordinates Garden Network meetings for those interested in community gardens and growing food for low income populations, and provides technical assistance to people and organizations that are creating community gardens specifically targeting low income residents. The Stanley Smith Horticulturist Trust Grant provides money for an hourly horticulturist to oversee construction and maintenance of the Rock Garden which opens in September 2011.

FROM: Unanticipated Revenue (Grants)	\$88,185
FOR: The Gardens on Spring Creek Grant Expenses	\$88,185

B. RECREATION FUND

1. The following items appropriate expenditures from unanticipated revenue and unrestricted reserves for programs in the Recreation Fund.

- a. \$24,000 – Recreator - Unanticipated revenue (\$11,000) for advertising sales in the Recreator and prior year Recreation reserves (\$13,000) will be appropriated through this item and used for increased production and distribution costs for the publication. Over the next few months there could be additional unanticipated revenues that offset the need to draw on the Recreation Reserves.
- b. \$17,260 – Northside Aztlan Community Center Rentals - Unanticipated revenue for the Northside Aztlan Rentals will be appropriated through this item and used to cover additional costs of increased rental activity.
- c. \$5,951 – Northside Aztlan Community Center Fitness - Unanticipated revenue in Northside Aztlan Fitness programs will be appropriated through this item and used to cover additional costs of the increased programming demand.
- d. \$35,000 – Trips and Travel Program - Unanticipated revenue in the Senior Center Trips and Travel program will be appropriated through this item and used to cover additional costs of increased programming demand.

FROM: Unanticipated Revenue (Recreation Fund)	\$69,211
FROM: Prior Year Reserves (Recreation Fund)	\$13,000
FOR: Recreation Programs	\$82,211

2. The Recreation Division administers several restricted revenue accounts for various programs. Revenues for these programs include grants, fund-raising events and activities, and sponsorships. The following items appropriate unanticipated restricted revenue and restricted reserves for specific programs.

- a. \$11,000 – Alternative Programs - Prior year reserves in the Alternative Program special revenue account will be appropriated through this item and used for fall programs and contractual staffing.
- b. \$7,000 – Youth Programs - Unanticipated revenue in the Youth Programs special revenue account will be appropriated through this item and used for the Toys for Kids program and fundraising activities.
- c. \$1,000 – Senior Center - Prior year reserves in the Senior Center special revenue account will be appropriated through this item and used for an upgraded sound system and fundraisers.
- d. \$8,855 – Senior Center - Prior year reserves in the Recreation donation special revenue account will be appropriated through this item and used for a fundraising feasibility study and a business plan for the Senior Center addition.
- e. \$2,800 – Youth Sports - Prior year reserves in the Youth Sports special revenue account will be appropriated through this item and used to purchase youth sports equipment.
- f. \$17,500 – Club Tico - Unanticipated revenue (\$16,000) and prior year reserves (\$1,500) in the Club Tico special revenue account will be appropriated through this item and used for the architectural designs of phase two of the Club Tico renovation.

- g. \$4,535 – Active Kids - Prior year reserves in the Active Kids special revenue account will be appropriated through this item and used to support youth physical activities.
- h. \$17,000 – Youth Football - Unanticipated revenues (\$12,125) and prior year reserves (\$4,875) in the Youth Football special revenue account will be appropriated through this item and used to support youth football programs.

FROM: Unanticipated Revenue (Recreation Fund)	\$35,125
FROM: Prior Year Reserves (Recreation Fund)	\$34,565
FOR: Recreation Programs	\$69,690

C. TRANSIT SERVICES FUND

1. Federal Transit Authority (FTA) Section 5309 State of Good Repair Funding - The City of Fort Collins is the recipient of \$1,200,000 in unanticipated 2010 FTA Section 5309 "State of Good Repair" funding. The funding was awarded to the City to replace three heavy-duty, diesel transit buses that have exceeded their useful life. Transfort intends to purchase two 35 foot alternative fuel (compressed natural gas) heavy-duty transit buses and one 60 foot alternative fuel (compressed natural gas) articulated transit bus with the grant funding. Federal funding has been awarded at an 83%/17% match rate and the local match in the amount of \$245,784 is requested from the Transit Fund prior year reserves.

FROM: Unanticipated Revenue (FTA Section 5309 Funding)	\$1,200,000
FROM: Prior Year Reserves (Transit Services Fund)	\$245,784
FOR: Replacement Buses	\$1,445,784

D. TRANSPORTATION SERVICES FUND

1. Fort Collins FCBikes Program - This item appropriates unanticipated revenue for the 2011 FCBikes program. The Orthopedic Center of the Rockies contributed \$500 for the 2011 Bike Week events. These funds will be applied to program expenditures.

FROM: Unanticipated Revenue	\$500
FOR: FCBikes Program Expenses	\$500

2. Staff is requesting that the 2011 budgeted appropriation for expenses related to Senior Alternatives in Transportation (SAINT) services be transferred from the Transit Fund to the Transportation Fund. Historically, through the Transfort budget, the City of Fort Collins has contributed annual funding to SAINT for the operation of a volunteer demand-response transportation program for people 60 years old and older and people with disabilities. This low-cost type of transportation eases the demand for more costly Dial-A-Ride services provided by the City. A recent Federal Transit Administration procurement review identified the need to use time consuming and expensive FTA procurement processes if the City continues to make this \$36,000 appropriation through the Transfort budget. These requirements are not necessary if the appropriation is from another fund. As the current 2011 Transfort budget contains \$36,000 to be paid to SAINT, staff is requesting that this appropriation be transferred to the Transportation Fund to pay to SAINT. This issue will be addressed as part of the 2013-2014 Budget process to eliminate the future need for a fund transfer. This item appropriates the \$36,000 in the Transportation Fund.

FROM: Unanticipated Revenue (Transfer from Transit)	\$36,000
FOR: Transportation Services Fund-SAINT Expenses	\$36,000

E. NEIGHBORHOOD PARKLAND FUND

1. Trail Connection from Provincetown Development to Carpenter Road - The developer of Provincetown 3rd filing was required to provide funding for the trail connection from the development to Carpenter Road for access to Thompson Elementary School on the south side of the road. Construction of an 8-foot wide concrete trail will be installed in 2011. The funds will be used for the construction of the trail in conjunction with Waters Way Neighborhood Park.

FROM: Unanticipated Revenue	\$167,797
FOR: Trail Development	\$167,797

F. CAPITAL PROJECTS FUND

1. Transfort is requesting that revenue and appropriations in the amount of \$350,000, be transferred from the Building on Basics (BOB) Transit Services Fund account to the Mason Express (MAX) vehicles project in the Capital Projects Fund. BOB funding was awarded to Transfort to serve as local match for the replacement of transit vehicles. The funds will serve as a portion of the local match for MAX buses, which will replace older buses. This transfer is requested to appropriately identify the funds that will be used to meet the local match requirements for MAX transit vehicle procurement - in the Mason Corridor Capital Project in the Capital Projects Fund.

FROM: Unanticipated Revenue	\$350,000
FOR: Mason Corridor Project	\$350,000

2. The Fidelity Charitable Gift Fund provided a \$5,000 contribution from an anonymous donor for bike lane/path improvements on Trilby Road from the railroad to Timberline Road. Currently the additional funds needed for these improvements have not been identified. This appropriates the contribution into the BOB funded Bike Plan project to be held until the bike improvements project can move forward.

FROM: Unanticipated Revenue	\$5,000
FOR: BOB – Bike Plan Implementation Project	\$5,000

G. CULTURAL SERVICES AND FACILITIES FUND

1. City Council approved legislation in 1995 creating an Art-in-Public Places (APP) Program. The purpose of the program is to encourage and enhance artistic expression and appreciation adding value to the community through acquiring, exhibiting and maintaining public art. The program is funded by setting aside 1% of all eligible City construction projects (including Utility projects) over \$250,000, as defined in the APP guidelines. The APP Program has received unanticipated revenue for specific art projects. The following items describe the revenue source and how the funds are to be used.

- a. \$3,468 is revenue from the North College Improvement Project in the Capital Projects Fund. These funds will be used for the APP project for North College. This project is currently in the design phase and will be brought to City Council for final review.
- b. \$9,800 has been received from the Downtown Development Authority (DDA) These funds will be used for administration for the collaborative projects with the Downtown Development Authority. For the DDA Alley Paver Project, APP produced a total of sixty pavers with drawings by local youth, to be installed in three alley projects. The Art in Action Project had an artist working on Old Town Square during the summer months and creating a final piece of artwork for display.
- c. \$40,500 has been received from the Bohemian Foundation for the "Pianos About Town", a collaborative project with the Bohemian Foundation and Downtown Development Authority. These funds are the Bohemian Foundation's contribution to the project. This appropriation funds the overall project, including the tuning, moving, purchase, repairs and artists painting the pianos, as well as a portion of the administration costs. There will be fourteen painted pianos about town at the end of the project.

FROM: Unanticipated Revenue	\$53,768
FOR: Art-in-Public Places projects	\$53,768

H. SALES AND USE TAX FUND

1. The revenue forecast model was updated in July 2011 with data from the first six months of the year. The net sales and use tax revenue increase is projected to be about 2.5% over the budgeted amount. While staff does not recommend appropriating the additional revenue at this time, the appropriations for transfers from the Sales and Use Tax Fund to the Capital Projects Fund for the one quarter cent Building on Basics tax, and to the Natural Areas Fund for the one quarter cent Natural Areas tax need to be increased. Transfers to the

General Fund, the Keep Fort Collins Great Fund, and the Transportation Services Fund are not needed because the tax revenues are recorded directly into the appropriate fund and do not flow through the Sales and Use Tax Fund.

This item appropriates the projected increase of \$217,500 for transfer from the Sales and Use Tax Fund to the Capital Projects fund for the Building on Basics projects and \$217,500 from the Sales and Use Tax Fund to the Natural Areas Fund. These dollars will be held in the respective fund reserves for future programs and projects.

FROM: Unanticipated Revenue (Sales Tax)	\$435,000
FOR: Transfer to Capital Projects - Building on Basics	\$217,500
FOR: Transfer to Natural Areas Fund	\$217,500

2. In accordance with Chapter 25, Article II, Division 5, Manufacturing Equipment Use Tax Rebate, \$67,526 was paid out in March 2011 for the 2009 rebate program. The rebate program was established to encourage investment in new manufacturing equipment by local manufacturing firms. Vendors have until December 31st of the following year to file for the rebate. This item appropriates the use tax funds to cover the payment of the rebates.

FROM: Prior Year Reserves (Sales & Use Tax Fund)	\$67,526
FOR: Manufacturers Rebate	\$67,526

FINANCIAL / ECONOMIC IMPACTS

This Ordinance increases total City 2011 appropriations by \$3,926,145. Of that amount, this Ordinance increases General Fund 2011 appropriations by \$1,212,869. Funding for the total City appropriations is \$2,593,814 from unanticipated revenue, \$942,863 from prior year reserves, and \$389,468 transferred from other funds.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on First Reading.

COPY

COPY

ORDINANCE NO. 111, 2011
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PRIOR YEAR RESERVES AND
UNANTICIPATED REVENUE IN VARIOUS CITY FUNDS

WHEREAS, the City has prior year reserves, excess revenue, and unanticipated revenue available to appropriate; and

WHEREAS, in accordance with Article V, Section 8(b) of the City Charter, any expense or liability entered into by an agent of the City, on behalf of the City, shall not be made unless an appropriation therefor shall have been made by the City Council; 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 9, of the City Charter also 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, Article V, Section 10, of the City Charter authorizes the City Council to transfer by ordinance any unexpended and unencumbered amount or portion thereof from one fund or capital project to another fund or capital project, provided the purpose for which the transferred funds are to be expended remains unchanged; and

WHEREAS, the City wishes to provide for the expenditures listed below and the City Manager recommends that these expenditures be made.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS that the following funds are hereby authorized for transfer and appropriated for expenditure for the purposes stated below:

A. GENERAL FUND

1.	APP. FROM: Unanticipated Revenue (Miscellaneous Police)	\$ 93,290
	APP. FROM: Unanticipated Revenue (D.D.A.)	\$ 97,068
	APP. FROM: Prior Year Reserves (Traffic Surcharge)	\$ 93,696
	APP. FROM: Prior Year Reserves (Police Seizure)	\$ 13,500
	APP. FROM: Prior Year Reserves (Camera Radar)	\$ 274,485
	APP. FROM: Prior Year Reserves (CAD Replacement)	\$ 40,000
	APP. FROM: Unanticipated Revenue (Seatbelt Grant)	\$ 6,000
	APP. FROM: Unanticipated Revenue (DUI Enforcement Grant)	\$ 21,691

	APP. FROM: Unanticipated Revenue (ICAC Task Force Grant)	\$ 6,376
	APP. FROM: Unanticipated Revenue (Drug Task Force Grant)	\$ 13,271
	FOR: Police Services	\$ 612,039
	FOR: Seatbelt Grant	\$ 6,000
	FOR: DUI Enforcement Grant	\$ 21,691
	FOR: ICAC Task Force Grant	\$ 6,376
	FOR: Drug Task Force Grant	\$ 13,271
2.	APP. FROM: Prior Year Reserves (General Fund)	\$ 4,000
	FOR: Climate Wise Program Expenses	\$ 4,000
3.	APP. FROM: Prior Year Reserves (General Fund)	\$ 105,307
	FOR: Waste Innovation Fund Expenses	\$ 105,307
4.	APP. FROM: Prior Year Reserves (General Fund)	\$ 31,000
	FOR: Communications & Public Involvement Expenses	\$ 31,000
5.	APP. FROM: Prior Year Reserves (Tree Donations)	\$ 20,000
	FOR: Forestry Expenses	\$ 20,000
6.	APP. FROM: Unanticipated Revenue (Donations)	\$ 30,000
	FOR: Parks Expenses	\$ 30,000
7.	APP. FROM: Unanticipated Revenue (Work for Others)	\$ 225,000
	FOR: Facilities Expenses	\$ 225,000
8.	APP. FROM: Unanticipated Revenue	\$ 50,000
	FOR: The Gardens on Spring Creek	\$ 50,000
9.	APP. FROM: Unanticipated Revenue (Grants)	\$ 88,185
	FOR: The Gardens on Spring Creek	\$ 88,185
B.	<u>RECREATION FUND</u>	
1.	APP. FROM: Unanticipated Revenue (Recreation Fund)	\$ 69,211
	APP. FROM: Prior Year Reserves (Recreation Fund)	\$ 13,000
	FOR: Recreation Programs	\$ 82,211
2.	APP. FROM: Unanticipated Revenue (Recreation Fund)	\$ 35,125
	APP. FROM: Prior Year Reserves (Recreation Fund)	\$ 34,565
	FOR: Recreation Programs	\$ 69,690
C.	<u>TRANSIT SERVICES FUND</u>	
1.	APP FROM: Unanticipated Revenue (FTA Section 5309 Funding)	\$1,200,000
	APP FROM: Prior Year Reserves (Transit Services Fund)	\$ 245,784
	FOR: Transfort Replacement Buses	\$1,445,784

D. TRANSPORTATION SERVICES FUND

1.	APP. FROM: Unanticipated Revenue	\$ 500
	FOR: FCBikes Program Expenses	\$ 500
2.	APP. FROM: Unanticipated Revenue (Transfer from Transit)	\$ 36,000
	FOR: SAINT Expenses	\$ 36,000

E. NEIGHBORHOOD PARKLAND FUND

1.	APP. FROM: Unanticipated Revenue	\$ 167,797
	FOR: Trail Development	\$ 167,797

F. CAPITAL PROJECTS FUND

1.	APP. FROM: Unanticipated Revenue	\$ 350,000
	FOR: Mason Corridor Project	\$ 350,000
2.	APP. FROM: Unanticipated Revenue	\$ 5,000
	FOR: BOB - Bike Plan Implementation Project	\$ 5,000

G. CULTURAL SERVICES AND FACILITIES FUND

1.	APP. FROM: Unanticipated Revenue	\$ 53,768
	FOR: Art-in-Public Places projects	\$ 53,768

H. SALES AND USE TAX FUND

1.	APP. FROM: Unanticipated Revenue (Sales Tax)	\$ 435,000
	FOR: Transfer to Capital Projects - Building on Basics	\$ 217,500
	FOR: Transfer to Natural Areas Fund	\$ 217,500
2.	APP. FROM: Prior Year Reserves (Sales & Use Tax Fund)	\$ 67,526
	FOR: Manufacturers Rebate	\$ 67,526

Introduced, considered favorably on first reading, and ordered published this 6th day of September, A.D. 2011, and to be presented for final passage on the 20th day of September, A.D. 2011.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading on the 20th day of September, A.D. 2011.

Mayor

ATTEST:

Chief Deputy City Clerk