

## AGENDA ITEM SUMMARY

July 17, 2018

City Council

### STAFF

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Perrie McMillen, Restorative Justice Program Coordinator  
Jody Hurst, Legal

### SUBJECT

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First Reading of Ordinance No. 095, 2018, Appropriating Unanticipated Grant Revenue in the General Fund and Transferring Funds from the Community Development and Neighborhood Services Operating Budget to the Grant Budget for the Restorative Justice Program.

### EXECUTIVE SUMMARY

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The purpose of this item is to appropriate grant revenue to fund Restorative Justice Services within Community Development and Neighborhood Services (CDNS). A grant in the amount of \$67,612 has been received from the Colorado Division of Criminal Justice (DCJ) Juvenile Diversion fund for the continued operation of Restorative Justice Services, which includes the RESTORE program for shoplifting offenses, and the Restorative Justice Conferencing Program (RJCP) and Reflect for all other offenses. The grant period for is July 1, 2018 to June 30, 2019. This is the second year in a 3-year cycle for the Juvenile Diversion grant.

### STAFF RECOMMENDATION

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Staff recommends adoption of the Ordinance on First Reading.

### BACKGROUND / DISCUSSION

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Restorative Justice Services and its three programs; RESTORE for shoplifting offenses, and RJCP (Restorative Justice Conferencing Program) and Reflect Program for all other offenses, has been partially grant funded since its inception in 2000. The Council yearly accepts grant funds from Colorado Division of Criminal Justice to support Restorative Justice Services. This grant helps fund youth referred to the program from the 8<sup>th</sup> Judicial District Attorney's Office. Since it began, Restorative Justice Services has provided a restorative justice alternative to more than 2,970 young people who committed chargeable offenses in our community.

Restorative Justice is an alternative method of holding a young offender accountable by facilitating a meeting with the offender, the victim/victim representative and members of the community to determine the harm done by the crime, and how to repair the harm. By identifying and repairing the harm caused by the crime, criminal justice officials are optimistic repeat offenses by these youths will be reduced and the needs and concerns of the victims and affected community will be addressed.

The programs help young people understand how family, friends, victim and community are harmed by their actions and hold them accountable for the harm they caused. The intention is that these young people will make better future decisions and not commit the same or similar crime again. Reducing future criminal behavior and keeping young people out of the justice system, both contribute positively to a safer and healthier community. Addressing the needs and concerns of crime victims and community members also has a positive effect on the overall health and safety of the community. As part of the programs, youth and families are referred to appropriate community resources based on needs identified during program participation.

Without grant funding and the support of the City, Restorative Justice Services would not be a service available to young people and their families, crime victims, the courts, law enforcement and our community.

**CITY FINANCIAL IMPACTS**

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The additional grant money in the amount of \$67,612 from Division of Criminal Justice, Juvenile Diversion Grants, provides funding for the continuation of Restorative Justice Services. The match requirement has already been met by utilizing \$9,091 from the Neighborhood Services operating budget, designated for restorative justice, \$9,846 as in-kind from the City in the form of office space provided for grant funded services and \$3,600 is committed donated volunteer time from a primary volunteer who assists with administrative duties.

ORDINANCE NO. 095, 2018  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
APPROPRIATING UNANTICIPATED GRANT REVENUE IN THE GENERAL  
FUND AND TRANSFERRING FUNDS FROM THE COMMUNITY  
DEVELOPMENT AND NEIGHBORHOOD SERVICES OPERATING BUDGET  
TO THE GRANT BUDGET FOR THE RESTORATIVE JUSTICE PROGRAM

WHEREAS, the Colorado Division of Criminal Justice has awarded the City of Fort Collins Community Development and Neighborhood Services (“CDNS”) a grant in the amount of \$67,612 for salaries associated with the continued operation of the Restorative Justice Program (“Program”); and

WHEREAS, the Program is an alternative method to the criminal justice system, providing services to more than 2,970 young people who committed chargeable offenses in the community since 2000; and

WHEREAS, the Program facilitates a meeting with the young offender, the victim, and community members to discuss the harm caused by the young offender and to find meaningful ways for the young person to repair that harm; and

WHEREAS, the grant period for this award is from July 1, 2018 to June 30, 2019; and

WHEREAS, the grant requires a 25% match of \$22,537; and

WHEREAS, the City’s cash match of \$9,091 will come from the CDNS operating budget for Restorative Justice and the remaining \$13,446 match requirement will come from the City in the form of office space and volunteers provided for the grant-funded services; and

WHEREAS, this appropriation benefits public health, safety, and welfare of the citizens of Fort Collins and serves the public purpose of rebuilding community ties after a crime has been committed; 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 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 to be received in that fund during any fiscal year; and; 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 to another fund or capital project, provided that the purpose for which the transferred funds are to be expended remains unchanged; the purpose for which the funds were initially appropriated no longer exists; or the proposed transfer is from a fund or capital project in which the amount appropriated exceeds the amount needed to accomplish the purpose specified in the appropriation ordinance.

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 revenue in the General Fund the sum of SIXTY-SEVEN THOUSAND SIX HUNDRED TWELVE DOLLARS (\$67,612) for expenditure in the General Fund, Restorative Justice Services grant project, for continuation of the Restorative Justice Program.

Section 3. That the unexpended appropriated amount of NINE THOUSAND NINETY-ONE DOLLARS (\$9,091) is hereby authorized for transfer from the Community Development and Neighborhood Services operating budget in the General Fund to the grant project for Restorative Justice Services and appropriated herein.

Introduced, considered favorably on first reading, and ordered published this 17th day of July, A.D. 2018, and to be presented for final passage on the 21st day of August, A.D. 2018.

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Mayor Pro Tem

ATTEST:

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City Clerk

Passed and adopted on final reading on the 21st day of August, A.D. 2018.

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Mayor

ATTEST:

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City Clerk