

ORDINANCE NO. 191, 2025
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING A SUPPLEMENTAL APPROPRIATION FOR A DEVELOPMENT
CONTRIBUTION TO CONSTRUCTION AND AUTHORIZING TRANSFERS OF
APPROPRIATIONS FOR THE EAST PROSPECT ROAD – SHARP POINT TO I-25
PROJECT AND RELATED ART IN PUBLIC PLACES

A. This Ordinance appropriates developer contribution funds to the East Prospect Road – Sharp Point to I-25 project (the “Project”).

B. East Prospect Road between Sharp Point and I-25 is currently a two-lane arterial roadway. The Master Street Plan identifies this corridor to become a four-lane arterial roadway.

C. Prospect Road west of Sharp Point Drive is a four-lane arterial roadway. The existing bridges over the Poudre River and Boxelder Creek have been widened in anticipation of the Project. The City participated in the replacement of the Prospect Road interchange at I-25 with the Colorado Department of Transportation. The Project would be the culmination of significant City investment over the past 20 years. The additional capacity would also relieve significant congestion and lengthen the lifespan of the parallel arterial corridors at Mulberry and Harmony.

D. The City’s goal of promoting mode shifting away from single occupancy vehicles means the Project will include active modes improvements for pedestrians and bicycle infrastructure. Design is currently at approximately 30%, but Staff is holding off on further design to prioritize additional Project elements. This Prospect corridor is currently being evaluated as a potential transit corridor that may connect to a future mobility hub.

E. Article V, Section 9 of the City Charter permits the City Council, upon recommendation of the City Manager, to make a supplemental appropriation by ordinance at any time during the fiscal year, provided that the total amount of such supplemental appropriation, in combination with all previous appropriations for that fiscal year, do not exceed the current estimate of actual and anticipated revenues and all other funds to be received during the fiscal year.

F. The City Manager has recommended the appropriation described herein and determined that the funds to be appropriated are available and previously unappropriated from the Transportation Improvements fund and that this appropriation will not cause the total amount appropriated in the Transportation Improvements fund to exceed the current estimate of actual and anticipated revenues and all other funds to be received in this fund during this fiscal year.

G. Article V, Section 10 of the City Charter authorizes the City Council, upon recommendation by the City Manager, 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.

H. The City Manager has recommended the transfer of \$6,237 from the Liberty Common Junior High School development contribution account in the Transportation Improvements fund to the East Prospect Road – Sharp Point to I-25 Project capital account in the Capital Projects fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

I. This Project involves construction estimated to cost more than \$250,000 and, as such, City Code Section 23-304 requires one percent of these appropriations to be transferred to the Cultural Services and Facilities fund for a contribution to the Art in Public Places (“APP”) program.

J. The Project cost of \$6,237 has been used to calculate the contribution to the APP program from the development contribution.

K. City Council made an initial appropriation of funding to the Project in 2018 (as part of the annual appropriation for 2019 included in Ordinance No. 133, 2018). That appropriation should have included \$20,000 for the APP program, but only \$12,500 was appropriated at that time. This Ordinance will transfer \$7,500 in appropriated capital project funds to APP to fulfill the obligation.

L. The APP amount to be contributed in this Ordinance will be \$62 of the development contribution and \$7,500 in existing capital project funds in the East Prospect Road – Sharp Point to I-25 Project.

M. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the completion of the capital project.

N. The City Council wishes to designate the appropriation herein for the East Prospect Road – Sharp Point to I-25 Project as an appropriation that shall not lapse until the completion of the project.

O. The appropriations in this Ordinance benefit public health, safety and welfare of the residents and traveling public of Fort Collins and serve the public purpose of improving transportation infrastructure and safety within the City.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. There is hereby appropriated from new revenue or other funds in the Liberty Common Junior High School Development Contribution account in the Transportation Improvements fund the sum of SIX THOUSAND TWO HUNDRED THIRTY-SEVEN (\$6,237) to be expended in the Transportation Improvements fund for transfer to the Capital Projects fund for the East Prospect Road – Sharp Point to I-25 Project.

Section 2. The unexpended and unencumbered appropriated amount of FIVE THOUSAND EIGHT HUNDRED NINETY-NINE DOLLARS (\$5,899) in the Capital Projects fund is hereby authorized for transfer to the Cultural Services and Facilities fund and appropriated and expended therein to fund art projects under the APP program.

Section 3. The unexpended and unencumbered appropriated amount of ONE THOUSAND FIVE HUNDRED TWELVE DOLLARS (\$1,512) in the Capital Projects fund is hereby authorized for transfer to the Cultural Services and Facilities fund and appropriated therein for expenditure for the operation costs of the APP program.

Section 4. The unexpended and unencumbered appropriated amount of ONE HUNDRED FIFTY-ONE DOLLARS (\$151) in the Capital Projects fund is hereby authorized for transfer to the Cultural Services and Facilities fund and appropriated therein for expenditure for the maintenance costs of the APP program.

Section 5. The appropriation herein for the East Prospect Road – Sharp Point to I-25 Project is hereby designated, as authorized in Article V, Section 11 of the City Charter, as an appropriation that shall not lapse at the end of this fiscal year but continue until the completion of the Project.

Introduced, considered favorably on first reading on November 18, 2025, and approved on second reading for final passage on December 2, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: December 12, 2025
Approving Attorney: Heather N. Jarvis

Exhibit: None