

RESOLUTION 2024-122
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING THE MAYOR TO SIGN A GRANT AGREEMENT WITH THE FEDERAL
HIGHWAY ADMINISTRATION UNDER THE FISCAL YEAR 2023 SAFE STREETS
AND ROADS FOR ALL GRANT PROGRAM

A. FC Moves in collaboration with Traffic Operations, Engineering, and Streets applied to the Federal Highway Administration's Fiscal Year 2023 (FY23) Safe Streets and Roads for All (SS4A) grant program to support FC Moves in expanding on the City's current Active Modes Plan (to achieve 50% active mode share and eliminate active modes traffic deaths and serious injuries by 2032) and Vision Zero Plan (to eliminate traffic deaths or serious injuries by 2032), specifically through a bikeway study and demonstration activity. The projects made possible by this grant also align with the City's adopted Our Climate Future Plan initiative to reduce greenhouse gas emissions by 80% relative to 2005 levels by 2030.

B. The bikeway study will identify specific safety concerns and potential countermeasures to gain understanding of the feasibility and network impacts of lane reductions on the arterial network and will include:

- a. Public and stakeholder engagement to understand barriers to active transportation on the corridors bounded by College Avenue, Horsetooth Road, Overland Trail, and Laporte Avenue;
- b. Corridor safety audits to identify crash patterns and infrastructure that reduces the risk of bike and pedestrian crashes; and
- c. Data analysis and countermeasure selection.

C. The demonstration activity will test the effectiveness of temporary vertical protection, flexible posts and curbing, along Centre Avenue, between Centre Drive/Bay Drive and Worthington Circle.

D. Information from the study and data from the demonstration activity will inform future projects citywide.

E. The FY23 SS4A grant program requires a 20% non-federal match. FC Moves requested matching funds under the Colorado Department of Local Affairs (DOLA) Local Match (LOMA) grant program.

F. Both the Federal Highway Administration and DOLA responded favorably to the requests for funds, with \$964,480 being award under the FY23 SS4A grant program for the City's application titled "Fort Collins Citywide Arterial Street Low Stress Bike Network" and \$241,120 being awarded under DOLA's LOMA grant program for the City's application project titled "High Injury Network." The total of the two grants, \$1,205,600, is anticipated to fully fund the project costs for both the bike study and demonstration activity.

G. The Federal Highway Administration has proposed an intergovernmental agreement (“IGA”) to enable the City to receive grant funding to support the bike study and the demonstration activity.

H. The LOMA grant award provides that by accepting the LOMA funding from DOLA, the City agrees to all terms and conditions of that grant, including use of the \$241,120 as non-federal match to the FY23 SS4A grant.

I. Colorado Revised Statutes Section 29-1-203 provides that governments may cooperate or contract with one another to provide certain services or facilities when the cooperation or contracts are authorized by each party thereto with the approval of its legislative body or other authority having the power to so approve.

J. Article II, Section 16 of the City Charter empowers the City Council, by ordinance or resolution, to enter into contracts with governmental bodies to furnish governmental services and make charges for such services, or enter into cooperative or joint activities with other governmental bodies.

K. City Code Section 1-22 requires the City Council to approve IGAs that require the City to make a direct, monetary payment over \$50,000, and the proposed IGA requires the City to provide matching funds in the amount of \$241,120.

L. The City Council has determined that this IGA with the Federal Highway Administration is in the best interests of the City and that the Mayor be authorized to execute the IGA between the City and Federal Highway Administration in support thereof.

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

Section 1. The City Council authorizes the Mayor to execute, on behalf of the City, an intergovernmental agreement with the Federal Highway Administration relating to the Fiscal Year 2023 Safe Streets and Roads for All grant program, in substantially the form attached hereto as Exhibit A, with such additional or modified terms and conditions as the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to protect the interests of the City or effectuate the purposes of this Resolution.

Section 2. The City Council hereby authorizes the City Manager to approve and execute future amendments to the intergovernmental agreement with the Federal Highway Administration relating to the Fiscal Year 2023 Safe Streets and Roads for All grant program that the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to facilitate completion of the projects made possible through the Fiscal Year 2023 Safe Streets and Roads for All grant, so long as such amendments do not increase the cost of the projects, substantially modify the purposes of the intergovernmental agreement, increase the allocation or amount of funding for the

projects funded by the City, or otherwise increase the obligations and responsibilities of the City as set forth in this intergovernmental agreement.

Passed and adopted on October 1, 2024.

Mayor

ATTEST:

City Clerk

Effective Date: October 1, 2024
Approving Attorney: Heather N. Jarvis