

ORDINANCE NO. 145, 2024
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS FOR PROJECTS
FUNDED THROUGH THE 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. This Ordinance will appropriate the \$964,480 in federal funds from the FY23 SS4A grant program and \$241,120 in state funds from the LOMA grant program.

J. Both the FY23 SS4A award from the Federal Highway Administration and LOMA award from DOLA are reimbursement type awards, meaning Capital Projects Fund expenses will be reimbursed up to \$1,205,600.

K. 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.

L. The City Manager has recommended the appropriation described herein and determined that this appropriation is available and previously unappropriated from the Capital Projects Fund and will not cause the total amount appropriated in the Capital Projects 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.

M. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for federal, state and private grants and donations that such funds shall not lapse until the until the earlier of the expiration of the federal, state or private grant or donation or the city's expenditure of all funds received from such grant or donation.

N. The City Council wishes to designate the appropriations herein for the FY23 SS4A grant and the DOLA LOMA grant as appropriations that shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the earlier of the expiration of the grants or the city's expenditure of all funds received from the grants.

O. City Code Section 23-304 requires construction projects estimated to cost more than \$250,000 to include an amount equal to one percent (1%) of the estimated cost of such project for works of art. The projects made possible through the grants in this Ordinance may involve construction estimated to cost more than \$250,000, but all of the funds appropriated in this Ordinance are ineligible for such purposes due to restrictions placed on them by the Federal Highway Administration and DOLA, the sources of these funds.

P. These appropriations benefit public health, safety and welfare of the people of Fort Collins and serve the public purpose of improving transportation infrastructure within the City and accommodating multimodal transportation and safety.

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 that there is hereby appropriated from new revenue or other funds in the Capital Projects Fund the sum of ONE MILLION TWO HUNDRED FIVE THOUSAND SIX HUNDRED DOLLARS: (\$1,205,600) to be expended in the Capital Projects Fund for the bike study and demonstration activity described herein and made possible through the Safe Streets and Roads for All grant program.

Introduced, considered favorably on first reading on October 15, 2024, and approved on second reading for final passage on November 4, 2024.

Mayor

ATTEST:

City Clerk

Effective Date: November 14, 2024
Approving Attorney: Heather N. Jarvis