

ORDINANCE NO. 157, 2024
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING TRANSFERS OF APPROPRIATIONS FOR THE
TRANSFERT WEST ELIZABETH ENHANCED TRAVEL
CORRIDOR PROJECT

A. In 2016, the City chose the West Elizabeth Corridor as a future bus rapid transit (“BRT”) route due to its function as a critical three-mile link for students accessing Colorado State University’s Main and Foothills campuses, and as a growing business and multi-family housing district.

B. The City has identified the West Elizabeth Street travel corridor as the highest priority pedestrian and alternative travel mode area for improvement in the City as highlighted in City Plan and the Transit Master Plan.

C. The West Elizabeth Enhanced Travel Corridor Project (the “Project”) established the vision for BRT service and other multimodal improvements along the West Elizabeth Corridor with an emphasis on connectivity between the Colorado State University (“CSU”) Foothills Campus on the west and CSU’s Main Campus on the east; improving transit (including BRT stations), vehicle lanes, and walking and biking pathways; and fostering existing business and future infill and redevelopment to accommodate the growing number of diversity of users in the corridor.

D. In 2020, the City initiated the design process for the West Elizabeth corridor with the Colorado Department of Transportation (Resolution 2020-072; Ordinance No. 097, 2020) and CSU (Resolution 2020-071), and designs for the Project were 30% complete in 2022. In 2023 the City proceeded forward with the final 100% design and outreach using additional funding from a Multimodal Options grant from the North Front Range Metropolitan Planning Organization (Ordinance No. 069, 2023, Resolution 2023-041).

E. In fiscal year 2022, the Federal Transit Administration (“FTA”) awarded Transfort Capital Investment Grant (“CIG”) funding for the Project.

F. In September 2024, Transfort requested appropriation of unanticipated FTA CIG funds totaling \$240,000 and a local match of \$60,000 from the Transit 2050 Our Climate Future (“OCF”) Tax funds to support the construction of the Project, which Council approved via Ordinance No. 110, 2024, passed on September 3, 2024.

G. The supplemental appropriation described in this Ordinance is for the transfer of the funds appropriated via Ordinance No. 110, 2024 from the Transit fund and the 2050 Tax Parks Rec Transit OCF fund to the Capital Projects fund to support the construction of the Project and to facilitate financial accounting and tracking of the Project.

H. 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.

I. The City Manager has recommended the transfer of \$59,400 from the 2050 Tax Parks Rec Transit OCF fund to the Capital Projects fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

J. The City Manager has further recommended the transfer of \$240,000 from the Transit Services fund to the Capital Projects fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

K. Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a capital project and for federal, state and private grants 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 capital project or until the earlier of the expiration of the federal, state or private grant or the City's expenditure of all funds received from such grant.

L. The City Council wishes to designate the appropriations herein for the Transfort West Elizabeth Enhanced Travel Corridor Project as appropriations that shall not lapse until the completion of the Project.

M. The appropriations in this Ordinance benefit public health, safety, and welfare of the residents of Fort Collins and the traveling public and serve the public purpose of improving multimodal transportation infrastructure, safety, and accessibility 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. The unexpended and unencumbered appropriated amount of FIFTY-NINE THOUSAND FOUR HUNDRED DOLLARS (\$59,400) is authorized for transfer from the 2050 Tax Parks Rec Transit OCF fund to the Capital Projects fund and appropriated therein to be expended for the Transfort West Elizabeth Enhanced Travel Corridor Project.

Section 2. The unexpended and unencumbered appropriated amount of TWO HUNDRED FORTY THOUSAND FOUR HUNDRED DOLLARS (\$240,000) is authorized for transfer from the Transit Services fund to the Capital Projects fund and appropriated

therein to be expended for the Transfort West Elizabeth Enhanced Travel Corridor Project.

Section 3. The appropriations herein for the Transfort West Elizabeth Enhanced Travel Corridor Project are hereby designated, as authorized in Article V, Section 11 of the City Charter, as appropriations that shall not lapse at the end of this fiscal year but continue until the completion of the Transfort West Elizabeth Enhanced Travel Corridor Project.

Introduced, considered favorably on first reading on November 4, 2024, and approved on second reading for final passage on November 19, 2024.

Mayor

ATTEST:

City Clerk

Effective Date: November 29, 2024
Approving Attorney: Heather N. Jarvis