

RESOLUTION 2024-120
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT
BETWEEN THE CITY OF FORT COLLINS, COLORADO, AND THE COLORADO
DEPARTMENT OF TRANSPORTATION FOR THE US 287 AND TRIANGLE DRIVE
SIGNAL INSTALLATION PROJECT

A. The intersection of College Avenue and Triangle Drive is a “T” intersection that is currently side street stop-controlled with high traffic speeds and volumes on College Avenue (also known as “US 287”).

B. The Shenandoah and Ridgewood Hills neighborhoods on the west side of College Avenue access this intersection from Triangle Drive. Lakeview on the Rise is a neighborhood on the east side of College Avenue northeast of the intersection. Directly east of the intersection is the Pelican Marsh Natural Area owned by the City’s Natural Areas Department (“Natural Areas”). The intersection will remain a “T” intersection as there is no intention of Natural Areas extending Triangle Drive east of College Avenue.

C. City staff determined that a traffic signal is warranted due to severe crash history at this intersection and has developed the US 287 and Triangle Drive Signal Installation Project (the “Project”) to improve vehicular, bicycle, and pedestrian safety in and around the intersection.

D. The Project will install a new traffic signal as well as bicycle and pedestrian improvements connecting to the northeast towards the Lakeview on the Rise neighborhood. The bicycle and pedestrian improvements implement the sidepath recommendation along College Avenue as identified in the adopted Active Modes Plan, providing multimodal connectivity from Lakeview on the Rise to the Shenandoah and Ridgewood Hills neighborhoods. The improvements at the intersection will meet Americans with Disabilities Act (ADA) requirements.

E. The implementation of the bicycle and pedestrian improvements will necessitate acquisition of right-of-way and easements from Natural Areas, requiring a future action before City Council. Coordination with FC Moves, Natural Areas, and Real Estate Services Department staff has been underway to ensure implementation of the Active Modes infrastructure minimizes impacts to the Pelican Marsh Natural Area.

F. City staff initially submitted to the Colorado Department of Transportation (CDOT) for Highway Safety Improvement Program funding in 2023 but was not initially selected for funding. City staff continued discussions with CDOT providing additional information requesting CDOT Funding Advancements for Surface Transportation and Economic Recovery (FASTER) funding. Through this request, CDOT awarded \$682,211 in FASTER funds. CDOT also awarded \$183,843 of CDOT ADA grant funds for ADA improvements for the Project.

G. The Project was presented to Council Finance Committee on August 1, 2024. The committee supported an off-cycle supplemental appropriation and was in favor of forwarding the appropriation request to City Council.

H. CDOT administers the grant funds for the Project and has proposed an intergovernmental agreement (“IGA”) between the City and CDOT to enable the City to receive and expend the grant funds for the Project.

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 \$682,211.

L. The City Council has determined that this IGA with CDOT is in the best interests of the City and that the Mayor be authorized to execute the IGA between the City and CDOT 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 Colorado Department of Transportation relating to the US 287 and Triangle Drive Signal Installation Project, 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 Colorado Department of Transportation relating to the US 287 and Triangle Drive Signal Installation Project that the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to facilitate completion of the US 287 and Triangle Drive Signal Installation Project, so long as such amendments do not increase the cost of the Project, substantially modify the purposes of the intergovernmental agreement, increase the allocation or amount of funding for the Project 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