

ORDINANCE NO. 130, 2024
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS OF PRIOR YEAR
RESERVES AND HIGHWAY SAFETY IMPROVEMENT
PROGRAM GRANT FUNDS AND AUTHORIZING TRANSFERS
FOR THE SIGNAL UPGRADES PROJECT AND RELATED ART
IN PUBLIC PLACES

A. This Ordinance concerns the Signal Upgrades Project (the “Project”) to upgrade and improve traffic signals at up to thirty-one locations throughout the City to increase safety and reduce crashes.

B. Traffic Operations staff identified ten intersections where there are frequent rear-end crashes on the approaches to the intersection. Staff proposed to install an additional primary signal head and reflectorized borders and/or backplates to all signal faces at each of these locations. These practices have been proven to reduce rear-end crash rates and the severity of these crashes. See Exhibit A, Project Vicinity Map 1.

C. In 2022, the Colorado Department of Transportation (“CDOT”) awarded the City a federal Highway Safety Improvement Program (“HSIP”) grant to perform the signal head and reflectorized borders/backplates work at the identified ten intersections.

D. Traffic Operations staff identified twenty-one intersections on arterial roadways where there are frequent approach-turn crashes. Staff proposed to install Flashing Yellow Arrow (“FYA”) signal heads at these locations. Employing FYAs has been proven to reduce approach-turn crashes, particularly left-turn crashes. See Exhibit A, Project Vicinity Map 2.

E. In 2023, the CDOT awarded the City an HSIP grant to perform the FYA installation work at the identified twenty-one intersections.

F. Article V, Section 9 of the City Charter permits the City Council, upon the recommendation of the City Manager, to make supplemental appropriations by ordinance at any time during the fiscal year from such revenues and funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated.

G. The City Manager has recommended the appropriation described herein and determined that this appropriation is available and previously unappropriated from Transportation Services fund reserves and will not cause the total amount appropriated in the Transportation Services 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.

H. 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.

I. The City Manager has recommended the appropriation described herein and determined that this appropriation is available and previously unappropriated from the Transportation Services fund and will not cause the total amount appropriated in the Transportation Services 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.

J. 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.

K. The City Manager has recommended the transfer of \$28,775 from Previously appropriated funds in the Transportation Services fund to the Capital Projects fund and \$28,775 from reserves in the Transportation Services fund to the Capital Projects fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

L. 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.

M. The total Project cost of \$67,379 has been used to calculate the contribution to the APP program.

N. The amount to be contributed in this Ordinance will be \$674.

O. A portion of the funds appropriated in this Ordinance for the Project are ineligible for use in the APP program due to restrictions placed on them by Colorado Department of Transportation, the source of these funds.

P. 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.

Q. The City Council wishes to designate the appropriation herein for the Signal Upgrades Project as an appropriation that shall not lapse until the completion of the Project.

R. The appropriations in this Ordinance benefit public health, safety and welfare of the residents of Fort Collins and serve the public purpose of improving transportation infrastructure 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 Capital Projects fund the sum of SIX HUNDRED SIX THOUSAND FOUR HUNDRED TEN DOLLARS (\$606,410) to be expended in the Capital Projects fund for the Signal Upgrades Project.

Section 2. The unexpended and unencumbered appropriated amount of TWENTY-EIGHT THOUSAND SEVEN HUNDRED SEVENTY-FIVE DOLLARS: (\$28,775) is authorized for transfer from the Transportation Services fund to the Capital Projects fund and appropriated therein to be expended for the Signal Upgrades Project.

Section 3. There is hereby appropriated from prior year reserves in the Transportation Services fund the sum of THIRTY-NINE THOUSAND TWO HUNDRED SEVENTY-EIGHT DOLLARS (\$39,278) to be expended in the Transportation Services fund for Transfer to the Capital Projects fund and appropriated therein to be expended for the Signal Upgrades Project.

Section 4. The unexpended and unencumbered appropriated amount of FIVE HUNDRED THIRTY DOLLARS (\$530) 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 5. The unexpended and unencumbered appropriated amount of ONE HUNDRED THIRTY DOLLARS (\$130) in the Capital Projects fund is hereby authorized for transfer to the Cultural Services and Facilities fund and appropriated and expended therein for the operation costs of the APP program.

Section 6. The unexpended and unencumbered appropriated amount of FOURTEEN DOLLARS (\$14) in the Capital Projects fund is hereby authorized for transfer to the Cultural Services and Facilities fund and appropriated and expended therein for the maintenance costs of the APP program.

Section 7. The appropriations herein for the Signal Upgrades 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 Project.

Introduced, considered favorably on first reading on September 3, 2024, and approved on second reading for final passage on September 17, 2024.

Mayor

ATTEST:

City Clerk

Effective Date: September 27, 2024
Approving Attorney: Heather N. Jarvis