

RESOLUTION 2024-112  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
AUTHORIZING THE EXECUTION OF AN  
INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF  
FORT COLLINS AND THE COLORADO DEPARTMENT OF  
TRANSPORTATION FOR THE MULBERRY STREET TRAFFIC  
SIGNAL SYNCHRONIZATION PROJECT

A. This Resolution concerns the evaluation and design, purchase, and installation of synchronized traffic signal equipment along the East Mulberry Street corridor.

B. The East Mulberry Street (State Highway 14) corridor between College Avenue (US 287) and Greenfields Court includes nine signalized intersections: College Avenue, Remington Street, Whedbee Street, Riverside Avenue, Lemay Avenue, Link Lane, Timberline Road, Summit View Drive, and Greenfields Court.

C. Daily traffic volumes through this East Mulberry corridor range from approximately 27,000 vehicles per day (“VPD”) to approximately 46,000 VPD as determined by the City of Fort Collins traffic count data.

D. In 2021, Traffic Operations Department staff determined that synchronizing the traffic signals in this corridor would provide significant benefits and applied to the North Front Range Metropolitan Planning Organization (“NFRMPO”) for federal Congestion Mitigation and Air Quality (“CMAQ”) Improvement Program grant funds in that year’s call for projects. The application was successful, and the grant funds are now available.

E. The Mulberry Street Traffic Signal Synchronization Project (the “Project”) has been developed to gather and evaluate data for existing conditions and install adaptive signal timing equipment at appropriate intersections on East Mulberry Street between College Avenue and Greenfields Court.

F. The Project involves purchasing and installing new signal and system equipment to implement the synchronization plan. It is anticipated that synchronization of traffic signals along the Project corridor will have significant benefits by reducing traffic congestion at signalized intersections and throughout the corridor with the overall result of improving air quality.

G. The Colorado Department of Transportation (“CDOT”) administers the grant funds for the Project and has proposed an intergovernmental agreement (“IGA”) to enable the City to receive and expend the CMAQ Improvement Program grant funds to perform this work to improve the traffic flow along Mulberry Street.

H. 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.

I. 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.

J. 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 \$91,465.

K. The City Council has determined that the 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, 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 IGA that the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to facilitate completion of the Mulberry Street Traffic Signal Synchronization Project, so long as such amendments do not increase the cost of the Project, substantially modify the purposes of the IGA, 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 the IGA.

Passed and adopted on September 3, 2024.

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Mayor Pro Tem

ATTEST:

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City Clerk

Effective Date: September 3, 2024

Approving Attorney: Heather N. Jarvis