

RESOLUTION 2024-111  
 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 PEDESTRIAN INTERSECTION  
 IMPROVEMENT PROJECT

A. This Resolution concerns the evaluation and design and installation of pedestrian improvements at five locations.

B. The Active Modes Plan recommends bicycle and pedestrian improvements at locations where these improvements could reduce vehicular-pedestrian crashes. Vehicle-pedestrian crashes and vehicle-cyclist crashes are more likely to result in severe injuries or fatalities.

C. FC Moves and Engineering staff evaluated five recommendations where improvements were likely to have a significant impact: West Prospect Road and Prospect Lane, East Mulberry Street and Remington Street, Sharp Point Drive and March Court, Lake Street and Aggie Trail, and Kechter Road and Old Mill Road.

D. The Pedestrian Intersection Improvements Project (the “Project”) has been developed to install a mix of improvements including a Pedestrian Hybrid Beacon (“PHB”), infrastructure intended to address Americans with Disabilities Act (“ADA”) requirements, a full signal, and Rectangular Rapid Flashing Beacons (“RRFBs”), as listed in the following table:

Location	Improvements
West Prospect Road & Prospect Lane	PHB
East Mulberry Street & Remington	ADA Improvements in conjunction with the full signal
Sharp Point Drive and March Court	RRFB
Lake Street and Aggie Trail	RRFB East of Lake Street and Shields Street
Kechter Road and Old Mill Road	RRFB

E. It is anticipated that the Project will improve pedestrian and bicycle safety by reducing crashes.

F. The City applied for federal Highway Safety Improvement Program (“HSIP”) grant funds to make improvements at these locations, applying for two locations in 2022 and three locations in 2023.

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 HSIP grant funds to perform this work.

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 \$138,925.

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 Pedestrian Intersection Improvements 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.

---

Mayor Pro Tem

ATTEST:

---

City Clerk

Effective Date: September 3, 2024

Approving Attorney: Heather N. Jarvis