

RESOLUTION 2024-109
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 SIGNAL UPGRADES PROJECT

A. This Resolution 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. The 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 signal enhancement work.

G. 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.

H. 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.

I. 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 \$67,379.

J. 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 B, 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 Signal Upgrades 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