

**ORDINANCE NO. 132, 2024
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS AND AUTHORIZING
TRANSFERS OF APPROPRIATIONS FOR THE PEDESTRIAN INTERSECTION
IMPROVEMENTS PROJECT AND RELATED ART IN PUBLIC PLACES**

A. This Ordinance 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. 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.

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

I. 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.

J. The City Manager has recommended the transfer of \$50,500 from the Transportation Services fund to the Capital Projects fund and \$88,925 from the Community Capital Improvement Program Bicycle Program capital project budget to the Pedestrian Intersection Improvements Project capital project budget determined that the purpose for which the transferred funds are to be expended remains unchanged.

K. 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.

L. The total project cost of \$50,000 has been used to calculate the contribution to the APP program.

M. The amount to be contributed in this Ordinance will be \$500.

N. 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.

O. 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.

P. The City Council wishes to designate the appropriations herein for the Project as appropriations that shall not lapse until the completion of the Project.

Q. The appropriations in this Ordinance benefit public health, safety and welfare of the residents of Fort Collins and serve the public purpose of improving pedestrian infrastructure within the City's transportation infrastructure.

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 ONE MILLION TWO HUNDRED FIFTY THOUSAND THREE HUNDRED TWENTY-SIX DOLLARS (\$1,250,326) to be expended in the Capital Projects fund for the Pedestrian Intersection Improvements Project.

Section 2. The unexpended and unencumbered appropriated amount of EIGHTY-EIGHT THOUSAND NINE HUNDRED TWENTY-FIVE DOLLARS: (\$88,925) is authorized for transfer from the Bicycle Program budget in the Capital Projects fund to the Pedestrian Intersection Improvements budget in the Capital Projects fund and appropriated therein to be expended for Pedestrian Intersection Improvements Project.

Section 3. The unexpended and unencumbered appropriated amount of FIFTY THOUSAND FIVE HUNDRED (\$50,500) is authorized for transfer from the Transportation Services fund to the Capital Projects fund and appropriated therein to be expended for the Pedestrian Intersection Improvements Project.

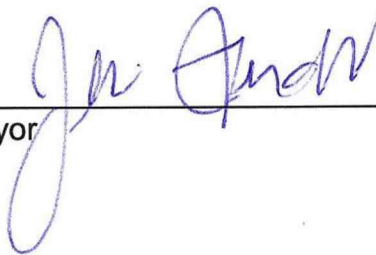
Section 4. The unexpended and unencumbered appropriated amount of THREE HUNDRED NINETY DOLLARS (\$390) in the Capital Projects fund is hereby authorized for transfer to the Cultural Services and Facilities fund and appropriated and expended therein to fund art projects under the APP program.

Section 5. The unexpended and unencumbered appropriated amount of ONE HUNDRED DOLLARS (\$100) 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 TEN DOLLARS (\$10) 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 Pedestrian Intersection Improvements 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



COPY