

ORDINANCE NO. 051, 2023
OF THE COUNCIL OF THE CITY OF FORT COLLINS
MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE CARPENTER AND
TIMBERLINE INTERSECTION PROJECT

WHEREAS, the intersection of Carpenter Road and Timberline Road has significant congestion for westbound Carpenter Road turning onto northbound Timberline Road, often causing traffic to back up westbound more than half a mile; and

WHEREAS, the westbound right turn auxiliary lane on Carpenter Road creates significant conflicts and crash problems particularly during the congested time periods, with a majority of the reported accidents being rear end crashes that occur when traffic is backed up; and

WHEREAS, the Carpenter and Timberline Intersection Project (the Project) has been developed to address these safety concerns and eliminate most of the conflicts presented by this intersection that result in crashes; and

WHEREAS, the Project's proposed improvements will lengthen the westbound right turn lane on Carpenter Road from one hundred fifty feet to more than five hundred feet; and

WHEREAS, the turn lane modification will create more space for cars queuing for the relatively heavy right turn movement and overall congestion, thereby mitigating the related rear end crashes; and

WHEREAS, in 2020, the City was awarded fiscal year 2023 Highway Safety Improvement Program (HSIP) grant funds through the North Front Range Metropolitan Planning Organization (NFRMPO) and the Colorado Department of Transportation (CDOT) for the design, right-of-way acquisition, and construction of the Project; and

WHEREAS, the HSIP grant funds for the Project are to be administered by CDOT with project delivery oversight pursuant to an Intergovernmental Agreement (IGA) with CDOT that requires a ninety percent to ten percent federal to local funding split; and

WHEREAS, the funding split for this award is \$626,657 in federal funds and \$69,628 in local funds; and

WHEREAS, CDOT HSIP State funds will fulfill the City's local funding match obligation for this HSIP award, because Carpenter Road is on the State highway system; and

WHEREAS, the total amount of funds associated with this Project is \$696,285.00, composed of federal HSIP funds of \$626,657, CDOT HSIP funds of \$69,628 and City funds of \$0; and

WHEREAS, the purpose of this Ordinance is to enable the City to receive and expend the \$696,285 in grant funds available and to appropriate those funds; and

WHEREAS, this appropriation benefits public health, safety and welfare of the citizens of Fort Collins and serves the public purpose of improving transportation infrastructure within the City; and

WHEREAS, the funds appropriated in this Ordinance for the Carpenter and Timberline Intersection Project are ineligible for use in the APP Program due to restrictions placed on them by the HSIP grant administered by CDOT; and

WHEREAS, 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; and

WHEREAS, 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; and

WHEREAS, Article V, Section 11 of the City Charter authorizes the City Council to designate in the ordinance when appropriating funds for a federal, state or private grant or donation, that such appropriation shall not lapse at the end of the fiscal year in which the appropriation is made, but continue until the earlier of the expiration of the federal, state or private grant or donation or the City's expenditure of all funds received from such grant or donation; and

WHEREAS, the City Council wishes to designate the appropriation herein from the HSIP grant as an appropriation that shall not lapse until the earlier of the expiration of the grant or the City's expenditure of all funds received from such grant.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That there is hereby appropriated from new revenue or other funds from the Highway Safety Improvement Program (HSIP) grant in the Capital Projects Fund the sum of SIX HUNDRED NINETY-SIX THOUSAND TWO HUNDRED EIGHTY-FIVE DOLLARS (\$696,285) to be expended in the Capital Projects Fund for the Carpenter and Timberline Intersection project.

Section 3. That the appropriation herein from the HSIP grant is hereby designated, as authorized in Article V, Section 11 of the City Charter, as an appropriation that shall not lapse at the end of this fiscal year but continue until the earlier of the expiration of the grant or the City's expenditure of all funds received from such grant.

Introduced, considered favorably on first reading, and ordered published this 4th day of April, 2023, and to be presented for final passage on the 18th day of April, 2023.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading this 18th day of April, 2023.

Mayor

ATTEST:

City Clerk