

ORDINANCE NO. 002, 2008  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
APPROPRIATING UNANTICIPATED REVENUE IN THE STREET OVERSIZING FUND  
FOR TRANSFER TO THE CAPITAL PROJECTS FUND - HARMONY ROAD AND  
ZIEGLER ROAD IMPROVEMENTS - FRONT RANGE VILLAGE DEVELOPMENT  
CAPITAL PROJECT AND AUTHORIZING THE TRANSFER OF APPROPRIATIONS  
BETWEEN FUNDS TO CONSTRUCT SIDEWALK IMPROVEMENTS ON THE NORTH  
SIDE OF HARMONY ROAD FROM ZIEGLER ROAD TO LADY MOON DRIVE

WHEREAS, staff has been working on sidewalk improvements along Harmony Road to support pedestrian accessibility and enhance transit services along the Harmony Transfort route; and

WHEREAS, staff has been working with Avago Corporation and Hewlett Packard Company, as adjacent property owners, to construct an eight-foot wide sidewalk along the north side of Harmony Road from Ziegler Road to Lady Moon Drive, spanning approximately 3,900 linear feet; and

WHEREAS, the estimated cost to construct the aforementioned section of sidewalk along Harmony Road, adjacent to the Avago Corporation and Hewlett Packard Company properties, is \$267,294; and

WHEREAS, staff recommends funding these sidewalk improvements using the following sources:

Developer Contribution - Avago Corporation	\$ 30,324
Developer Contribution - Hewlett Packard Company	32,462
Existing Appropriations - City's Street Oversizing Fund	<u>204,508</u>
Total	\$ 267,294

and;

WHEREAS, constructing these sidewalk improvements at the same time as other City roadway improvements associated with the Front Range Village Development along Harmony Road will allow the City to take advantage of economies of scale and create savings in construction costs; and

WHEREAS, staff plans to construct the proposed sidewalk improvements beginning in May of this year with a scheduled completion date in July; and

WHEREAS, Article V, Section 9 of the Charter of the City of Fort Collins (the "Charter") permits the City Council to make supplemental appropriations by ordinance at any time during the fiscal year, provided that the total amount of such supplemental appropriations, in combination with all previous appropriations for that fiscal year, does not exceed the current estimate of actual and anticipated revenues to be received during the fiscal year; and

WHEREAS, staff has determined that the appropriation of developer contributions from Avago Corporation (\$30,324) and Hewlett Packard Company (\$32,462) will not cause the total amount appropriated in the Capital Projects Fund - Harmony Road and Ziegler Road Improvements - Front Range Village Development capital project to exceed the current estimate of actual and anticipated revenues to be received during the fiscal year; and

WHEREAS, Article V, Section 10, of the Charter authorizes the City Council to transfer by ordinance any unexpended and unencumbered 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; and

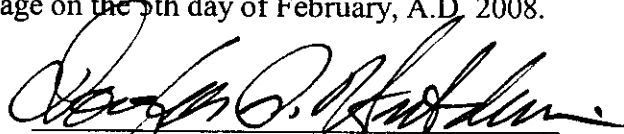
WHEREAS, in order to construct sidewalk improvements on the north side of Harmony Road from Ziegler Road to Lady Moon Drive, it is the desire of City Council to: (a) appropriate the sum of \$62,786, in the form of developer contributions from Avago Corporation (\$30,324) and Hewlett Packard Company (\$32,462) in the Capital Projects Fund - Harmony Road and Ziegler Road Improvements - Front Range Village Development capital project; and (b) authorize the transfer of \$204,508 from the Street Oversizing Fund to the Capital Projects Fund - Harmony Road and Ziegler Road Improvements - Front Range Village Development capital project for appropriation therein.

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

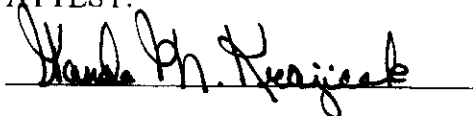
Section 1. That there is hereby appropriated for expenditure from unanticipated revenue in the Capital Projects Fund - Harmony Road and Ziegler Road Improvements - Front Range Village Development capital project, the sum of SIXTY-TWO THOUSAND SEVEN HUNDRED EIGHTY-SIX DOLLARS (\$62,786), representing developer contributions from Avago Corporation (\$30,324) and Hewlett Packard Company (\$32,462) for the purpose of constructing sidewalk improvements on the north side of Harmony Road from Ziegler Road to Lady Moon Drive.

Section 2. That the unexpended and unencumbered appropriated amount of TWO HUNDRED FOUR THOUSAND FIVE HUNDRED EIGHT DOLLARS (\$204,508) is hereby authorized for transfer from the Street Oversizing Fund to the Capital Projects Fund - Harmony Road and Ziegler Road Improvements - Front Range Village Development capital project for appropriation therein for the purpose of constructing sidewalk improvements on the north side of Harmony Road from Ziegler Road to Lady Moon Drive.

Introduced, considered favorably on first reading, and ordered published this 15th day of January, A.D. 2008, and to be presented for final passage on the 5th day of February, A.D. 2008.

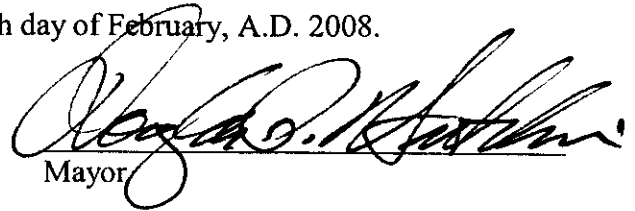
  
Mayor

ATTEST:

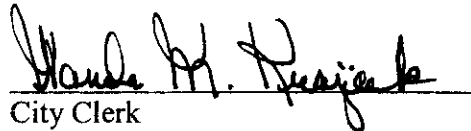


City Clerk

Passed and adopted on final reading on the 5th day of February, A.D. 2008.

  
Mayor

ATTEST:

  
City Clerk