

ORDINANCE NO. 048, 2018
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PRIOR YEAR RESERVES IN THE TRANSPORTATION
CAPITAL EXPANSION FEE FUND AND THE TRANSPORTATION FUND AND
AUTHORIZING THE TRANSFER OF APPROPRIATIONS FROM THE
TRANSPORTATION CAPITAL EXPANSION FEE FUND AND THE
TRANSPORTATION FUND INTO THE CAPITAL PROJECT FUND FOR THE
SOUTH TIMBERLINE ROAD IMPROVEMENTS PROJECT AND TRANSFERRING
APPROPRIATIONS FROM THE CAPITAL PROJECT FUND TO THE CULTURAL
SERVICES AND FACILITIES FUND FOR THE ART IN PUBLIC PLACES PROGRAM

WHEREAS, the City has been awarded a \$2.2 Million Surface Transportation Block Grant (“STBG”), becoming available in 2020, to help reconstruct South Timberline Road from Stetson Creek Drive to Trilby Road to the City’s four lane arterial roadway standards (the “Project”); and

WHEREAS, development along the South Timberline corridor has expedited the need to begin efforts of the Project outside the typical Budgeting For Outcomes process and in advance of the STBG grant; and

WHEREAS, staff has identified \$549,495 in the Transportation Capital Expansion Fee Fund (“TCEF”) to be used on the Project, which amount will be added to the Project budget; and

WHEREAS, this Ordinance will appropriate the TCEF funds to begin preliminary design, right of way plan development, utility coordination and the environmental review process of the Project; and

WHEREAS, the use of the TCEF fees on the Project will fund growth-related transportation improvements; and

WHEREAS, this appropriation benefits public health, safety and welfare of the citizens of Fort Collins and serves the public purpose of enhancing roadways and other transportation related infrastructure; and

WHEREAS, Article V, Section 9 of the City Charter permits the City Council to appropriate by ordinance at any time during the fiscal year such funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated; and

WHEREAS, the Financial Officer has determined that the appropriations as described herein are available and previously unappropriated in the Transportation Capital Expansion Fee Fund and the Transportation Fund; and

WHEREAS, Article V, Section 10 of the City Charter authorizes the City Council 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; and

WHEREAS, this project involves construction estimated to cost more than \$250,000, as such, Section 23-304 of the City Code requires one percent of these qualified appropriations to be transferred to the Cultural Services and Facilities Fund for a contribution to the Art in Public Places (APP) program.

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 for expenditure from reserves in the Transportation Capital Expansion Fee Fund for transfer to the Capital Projects Fund the sum of FIVE HUNDRED FORTY-EIGHT THOUSAND TWO HUNDRED EIGHTY-SEVEN DOLLARS (\$548,287) for the South Timberline Road Improvements Project and appropriated therein.

Section 3. That there is hereby appropriated for expenditure from reserves in the Transportation Fund for transfer to the Capital Projects Fund the sum of ONE THOUSAND TWO HUNDRED AND NINE DOLLARS (\$1,209) for the South Timberline Road Improvements Project and appropriated therein.

Section 4. That the unexpended appropriated amount of FOUR THOUSAND TWO HUNDRED EIGHTY-SIX DOLLARS (\$4,286) in the Capital Projects Fund - South Timberline Road Improvements Project is authorized for transfer to the Cultural Services and Facilities Fund and appropriated therein for Art in Public Places projects.

Section 5. That the unexpended appropriated amount of ONE THOUSAND TWO HUNDRED AND NINE DOLLARS (\$1,209) in the Capital Projects Fund - South Timberline Road Improvements Project is authorized for transfer to the Cultural Services and Facilities Fund and appropriated therein for the Art in Public Places Program Maintenance and Operations.

Introduced, considered favorably on first reading, and ordered published this 3rd day of April, A.D. 2018, and to be presented for final passage on the 17th day of April, A.D. 2018.

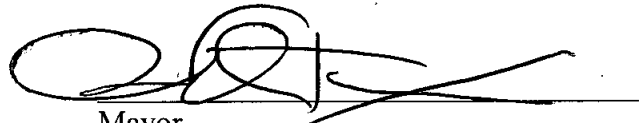

Mayor

ATTEST:

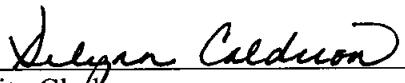

City Clerk *Deputy*



Passed and adopted on final reading on the 17th day of April, A.D. 2018.


Mayor

ATTEST:


City Clerk

