

ORDINANCE NO. 094, 2021
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PRIOR YEAR RESERVES AND AUTHORIZING TRANSFERS OF
APPROPRIATIONS FOR THE DRAKE AND COLLEGE INTERSECTION
IMPROVEMENTS PROJECT AND RELATED ART IN PUBLIC PLACES

WHEREAS, the state highway intersection of Drake and College is a critical arterial-arterial intersection (the "Intersection") in midtown Fort Collins that presents safety concerns and congestion issues; and

WHEREAS, the Urban Renewal Authority ("URA") recently adopted a plan that included several public improvements in the vicinity of the Intersection that focus on intersection improvements for pedestrians, bicyclists, and vehicles; and

WHEREAS, there are several URA development improvements in the vicinity of the Intersection that the City wishes to coordinate with and therefore needs to begin conceptual and preliminary engineering designs to keep pace with the implementation of the URA improvements; and

WHEREAS, the City collects impact fees from new developments and redevelopments which can be used to increase capacity of the transportation network; these Transportation Capital Expansion Fees ("TCEF") can help support capital projects which increase vehicular, multimodal and transit capacity; and

WHEREAS, appropriation of the TCEF funds for Intersection improvements to coordinate with the URA improvements creates a cohesive design and streamlines the project funding; and

WHEREAS, the appropriation will begin the design process and help identify opportunities for cost savings, funding, right-of-way needs, project constraints and other items needed to anticipate the needs of the Intersection area; and

WHEREAS, this appropriation benefits the public health, safety and welfare of the residents of Fort Collins and serves the public purpose of improving the overall Intersection safety for bicyclist, pedestrians, and vehicles; and

WHEREAS, Article V, Section 9 of the City Charter permits the City Council, upon the recommendation of the City Manager, 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 City Manager has recommended the appropriation described herein and determined that these appropriations are available and previously unappropriated from the Transportation Capital Expansion Fee Fund and the Transportation Services Fund, as applicable, and will not cause the total amount appropriated in the Transportation Capital Expansion Fee Fund or the Transportation Services Fund, as applicable, to exceed the current estimate of actual and anticipated revenues and all other funds to be received in these Funds during this fiscal year; and

WHEREAS, 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; and

WHEREAS, the City Manager has recommended the transfer of \$5,000 from the Capital Projects Fund to the Cultural Services and Facilities Fund and determined that the purpose for which the transferred funds are to be expended remains unchanged.

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 prior year reserves in the Transportation Capital Expansion Fee Fund the sum of FOUR HUNDRED NINETY-EIGHT THOUSAND NINE HUNDRED DOLLARS (\$498,900) for expenditure from the Transportation Capital Expansion Fee Fund for transfer to the Capital Projects Fund for the Drake and College Intersection Improvements Project and appropriated therein.

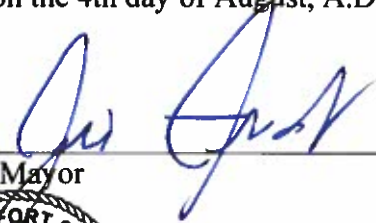
Section 3. That there is hereby appropriated from prior year reserves in the Transportation Services Fund the sum of ONE THOUSAND ONE HUNDRED DOLLARS (\$1,100) for expenditure from the Transportation Services Fund for transfer to the Capital Projects Fund for the Drake and College Intersection Improvements Project and appropriated therein.

Section 5. That the unexpended and unencumbered appropriated amount of THREE THOUSAND NINE HUNDRED DOLLARS (\$3,900) in the Capital Projects Fund is hereby authorized for transfer to the Cultural Services and Facilities Fund and appropriated therein for the Art in Public Places Program art projects.

Section 6. That the unexpended and unencumbered appropriated amount of ONE THOUSAND DOLLARS (\$1,000) in the Capital Projects Fund is authorized for transfer to the Cultural Services and Facilities Fund and appropriated therein for the Art in Public Places Program operation costs.

Section 7. That the unexpended and unencumbered appropriated amount of ONE HUNDRED DOLLARS (\$100) in the Capital Projects Fund is authorized for transfer to the Cultural Services and Facilities Fund and appropriated therein for the Art in Public Places Program maintenance costs.

Introduced, considered favorably on first reading, and ordered published this 20th day of July, A.D. 2021, and to be presented for final passage on the 4th day of August, A.D. 2021.



Mayor

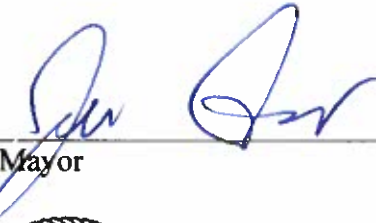
ATTEST:



Interim City Clerk




Passed and adopted on final reading on the 4th day of August, A.D. 2021.



Mayor

ATTEST:



Interim City Clerk

