

ORDINANCE NO. 8
Series 2024

November 19, 2024: Introduced as Council Bill 7, Series 2024 by Councilor Earl Hoellen, seconded by Mayor Pro Tem Randy Weil, and considered in full text on first reading. Passed by a vote of 6 yes and 0 no.

December 11, 2024: Considered in full text on second reading. Passed by a vote of 6 yes and 0 no.

**A BILL FOR AN ORDINANCE
OF THE CITY OF CHERRY HILLS VILLAGE,
AMENDING THE 2024 BUDGET BY APPROVING
SUPPLEMENTAL APPROPRIATIONS RELATED TO THE AMERICAN RESCUE
PLAN ACT (ARPA) GRANT FUNDS AND THE GENERAL FUND FOR
INFORMATION TECHNOLOGY (IT) SUBSCRIPTIONS**

WHEREAS, Ordinance 8, Series 2023 and Ordinance 9, Series 2023 approved the 2024 budget and appropriated funds in accordance with such budget; and

WHEREAS, Ordinance 4, Series 2024 amended the 2024 Budget; and

WHEREAS, Section 9.10, titled *Additional Appropriations*, of the Cherry Hills Village Home Rule Charter authorizes City Council to make additional appropriations by ordinance during the fiscal year for unanticipated expenditures required by the City, but such additional appropriations shall not exceed the amount by which actual and anticipated revenue of the year are exceeding the revenues as estimated in the budget, unless the appropriations are necessary to relieve an emergency endangering the public peace, health or safety; and

WHEREAS, in response to the COVID-19 global pandemic, the United States government enacted the American Rescue Plan Act of 2021, H.R. 1319, 177th Cong. (2021) ("ARPA") which established and appropriated funds to the Coronavirus Local Fiscal Recovery Fund ("CLFRF Fund") to state, local, territorial, and Tribal governments across the country to support their response to and recovery from the COVID-19 public health emergency; and

WHEREAS, in accordance with the United States Department of the Treasury Coronavirus State and Local Fiscal Recovery Funds Final Rule, published January 6, 2022 and effective April 1, 2022 ("Final Rule"), the City of Cherry Hills Village ("City") has received One Million Six Hundred Seventy Thousand Seven Hundred Twenty-One Dollars and Eighty-Two Cents (\$1,670,721.82), and the current remaining balance of that account is One Million Four Hundred Seventy-Five Thousand One Hundred Eighty-Five Thousand Dollars and Eighty-Two Cents (\$1,475,185.82) from the CLFRF Fund; and

WHEREAS, the City may spend CLFRF funds on qualifying expenditures obligated by December 31, 2024 and must expend such funds by December 31, 2026; and

WHEREAS, the additional appropriation contemplated by this Ordinance does not exceed the amount by which actual and anticipated revenues of the year are exceeding the revenues as estimated in the 2024 budget.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, ORDAINS:

Section 1. That the 2024 Budget is hereby amended and Appropriations are hereby supplemented by increasing the following funds by a total of \$1,474,000, as set forth below, to provide an interfund transfer from the ARPA Fund to the General Fund, an interfund transfer from the General Fund to the Capital Fund, and the General Fund for IT subscriptions, to-wit:

Fund	2024 Budget as Amended to Date	Budget Supplement	2024 Revised Budget
ARPA	\$1,305,490	\$32,000	\$1,337,490
General			
Transfer to the Capital Fund	0	1,200,000	1,200,000
IT Subscriptions	0	242,000	242,000
General Subtotal	8,783,950	1,442,000	10,225,950
Total Requests/Revised Budget	\$10,089,440	\$1,474,000	\$11,563,440


Section 2. The City Council hereby ratifies all expenditures heretofore and hereafter made pursuant to this supplemental appropriation ordinance.

Section 3. Severability. If any provision of this Ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this Ordinance that can be given effect without the invalid portion, provided that such remaining portions or applications of this Ordinance are not determined by the court to be inoperable. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, despite the fact that any one or more section, subsection, sentence, clause, phrase or portion would be declared invalid.

Section 4. Effective Date. This Ordinance shall become effective ten (10) days after publication on second reading in accordance with Section 4.5 of the Charter for the City of Cherry Hills Village.

Adopted as Ordinance No. 8, Series 2024, by the City Council of the City of Cherry Hills Village, Colorado, on the 11th day of December, 2024.


(SEAL)


Kathleen Brown, Mayor

ATTEST:

APPROVED AS TO FORM:


Laura Gillespie, City Clerk


Kathie B. Guckenberger, City Attorney

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CITY OF CHERRY HILLS
VILLAGE
ADOPTION OF ORDINANCE
ORDINANCE 8, SERIES 2024

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OF THE CITY OF CHERRY
HILLS VILLAGE AMENDING THE
2024 BUDGET BY APPROV-
ING SUPPLEMENTAL APPROPRIATIONS
RELATED TO THE AMERICAN RESCUE PLAN ACT
(ARPA) GRANT FUNDS AND THE
GENERAL FUND FOR INFORMATION TECHNOLOGY (IT)
SUBSCRIPTIONS

Copies of the Ordinances are on
file at the office of the City Clerk
and may be inspected during
regular business hours.

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