

1 **BY AUTHORITY**

2 ORDINANCE NO.  
3 SERIES OF 2024

COUNCIL BILL NO. CB24-0102  
COMMITTEE OF REFERENCE:  
Finance & Governance

5  
6 **A BILL**  
7

8 **For an ordinance establishing a new fund in the Grant and Other Money Projects**  
9 **Series for the “Capital Improvement Claims Settlement” program.**  
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12 **WHEREAS**, the City recently won a subrogation claim against Union Pacific related to damage  
13 to a City bridge caused by Union Pacific’s negligence; and

14 **WHEREAS**, said claim return was deposited back to the Risk Management Special Revenue  
15 Fund which is the centralized location to administer activity related to subrogation, and

16 **WHEREAS**, companion ordinance 0101, series of 2024 transfers and appropriates the claim  
17 return into a Capital Project Fund to be used toward bridge repairs at the location where the damage  
18 occurred; and

19 **WHEREAS**, the City requires a new Capital Project Fund for this purpose;  
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21 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF**  
22 **DENVER:**  
23

24 **Section 1.** A new fund is hereby established in the Grant and Other Money Projects Fund,  
25 Accounting No. 38000, “Capital Improvement Claims Settlement” Fund, Accounting No. 38434, to  
26 support the receipt of funds from the Risk Management Special Revenue Fund to be used for capital  
27 expenditures.

28 **Section 2.** Monies received from capital claims settlements shall be deposited into the Treasury  
29 of the City and credited to Special Fund No. 38000, which is set forth and described in Section 20-18  
30 of the Revised Municipal Code of the City and County of Denver.


31 **Section 3.** Expenditures are hereby authorized for the “Capital Improvement Claims Settlement”  
32 Fund, Accounting No. 38434, to be expended by the Chief Financial Officer. Authorized expenditures  
33 for Accounting No. 38434 include capital projects and capital improvements. This is a revenue-  
34 based, non-lapsing fund.

1       **Section 4.** The Chief Financial Officer of the City and County of Denver is hereby authorized  
2 and directed to make such book and record entries and to do such other things as may be necessary  
3 to accomplish the purposes of this Ordinance.

4 COMMITTEE APPROVAL DATE: January 30, 2024, by Consent

5 MAYOR-COUNCIL DATE: February 6, 2024

6 PASSED BY THE COUNCIL: February 26, 2024

7  \_\_\_\_\_ - PRESIDENT

8 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_

9 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
10 EX-OFFICIO CLERK OF THE  
11 CITY AND COUNTY OF DENVER

12 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_; \_\_\_\_\_

13 PREPARED BY: Nikki McCabe, Budget and Management Office       DATE: February 8, 2024

14 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the  
15 City Attorney. We find no irregularity as to form and have no legal objection to the proposed  
16 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §  
17 3.2.6 of the Charter.

18 Kerry Tipper, Denver City Attorney

19 BY: Anshul Bagga, Assistant City Attorney       DATE: Feb 8, 2024