

BY AUTHORITY

ORDINANCE NO.
SERIES OF 2020

COUNCIL BILL NO. CB20-1329
COMMITTEE OF REFERENCE:
Finance & Governance

A BILL

For an ordinance amending Ordinance No. 480 in the Series of 2010 to change the expending authority and fund administering the Clean Energy Loan Program.

WHEREAS, in 2010, the City and County of Denver was awarded the “Energy Efficiency Community Block Grant”, a federal grant passed-through Boulder County to develop and implement projects to improve energy efficiency and reduce energy use and fossil fuel emissions; and

WHEREAS, the name of the grant has since changed to the Clean Energy Loan Program; and

WHEREAS, when the grant was initially awarded in 2010, Ordinance No. 480, Series of 2010, authorized its approval, identifying the Mayor as the grant administrator and establishing the grant in the General Government Fund Series under Fund 11217; and

WHEREAS, due to the nature of the grant, the Department of Public Health and Environment (DDPHE) later began to administer it under Fund 14217 in the Public Health Series; and

WHEREAS, the Office of Climate Action, Sustainability and Resiliency (CASR) was created in 2019; and

WHEREAS, the scope of the grant now aligns more with the scope of work performed by CASR than by DDPHE, which merits moving the grant to CASR; and

WHEREAS, the City desires to amend the Ordinance that originally accepted the grant agreement to change the Fund administering the grant to the Climate Federal Grants Fund, Accounting No. 11010, and the expending authority to the Executive Director of the Office of Climate Action, Sustainability, and Resiliency;

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

1 **Section 1.** That portion of Section 2 of Ordinance No. 480, Series of 2010, is hereby amended
2 to read as follows:

3
4 “The Executive Director of the Office of Climate Action, Sustainability, and Resiliency is hereby
5 authorized and directed to execute said Grant Agreement and the Clerk and Recorder of the
6 City and County of Denver is hereby authorized and directed to attest and impress the official
7 seal of the City and County of Denver on the Grant Agreement.”

8
9 **Section 2.** That portion of Section 3 of Ordinance No. 480, Series of 2010, is hereby amended
10 to read as follows:

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12 “The Executive Director of the Office of Climate Action, Sustainability, and Resiliency is hereby
13 authorized and directed to do all things required to be done in order to obtain payments under
14 the Grant Agreement, including, but not limited to, filing requests for payments, contracting with
15 persons and organizations in order to carry out the provisions of the Grant Agreement, filing
16 reports and keeping records relating to fiscal and evaluation matters, and forwarding other
17 materials to the United States of America.”

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19
20 **Section 3.** That portion of Section 5 of Ordinance No. 480, Series of 2010, is hereby amended
21 to read as follows:

22
23 “That it be and is hereby found and determined that the budget summary of said program, to
24 be expended by the Executive Director of the Office of Climate Action, Sustainability and
25 Resiliency, is as follows:

26

<u>ACCOUNTING NUMBER</u>	<u>APPROPRIATION ACCOUNT</u>	<u>AMOUNT</u>
11010-0107000	Clean Energy Loan Program	\$4,853,758

27
28 Authorization for expenditures of said funds following execution of said grant will cover the
29 period from May 11, 2010 to May 10, 2013.”

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
5 COMMITTEE APPROVAL DATE: November 17, 2020 by Consent

6 MAYOR-COUNCIL DATE: November 24, 2020 by Consent

7 PASSED BY THE COUNCIL: _____

8 _____ - PRESIDENT

9 APPROVED: _____ - MAYOR _____

10 ATTEST: _____ - CLERK AND RECORDER,
11 EX-OFFICIO CLERK OF THE
12 CITY AND COUNTY OF DENVER

13 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____ ; _____

14 PREPARED BY: Rachel Bardin, Budget and Management Office DATE: November 25, 2020

15 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the Office of
16 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
17 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
18 3.2.6 of the Charter.

19 Kristin M. Bronson, Denver City Attorney

20 BY: Jonathan Griffin, Assistant City Attorney

DATE: Nov 23, 2020