

**BY AUTHORITY**

ORDINANCE NO.  
SERIES OF 2019

COUNCIL BILL NO. CB19-1039  
COMMITTEE OF REFERENCE:  
Finance & Governance

**A BILL**

**For an ordinance authorizing a rescission, a cash transfer, and a supplemental appropriation from the General Contingency Fund to the Liability Claims Special Revenue Fund.**

**WHEREAS**, the City has reached a settlement regarding a lawsuit against the City filed in the United States District Court for the District of Colorado and appealed to the United States Tenth Circuit Court of Appeals; and

**WHEREAS**, the Liability Claims Special Revenue Fund will require additional appropriation to pay for the \$975,000 settlement amount;

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

**Section 1.** From appropriations heretofore made from the General Fund listed or indicated in the following tabulation there is hereby RESCINDED the amount listed or indicated in such tabulation under the heading "Amount Rescinded" and transferred to the General Fund:

<u>Accounting Number</u>	<u>Account Title</u>	<u>Expending Authority</u>	<u>Amount Rescinded</u>
01010-2580900	General Contingency	Chief Financial Officer	\$975,000

**Section 2.** From the General Fund, Accounting No. 01010, out of monies rescinded from Section 1 not otherwise appropriated and in addition to amounts heretofore appropriated by Ordinance No. 1280, Series of 2018, and any supplemental appropriations or rescissions, there is hereby appropriated to the appropriation accounts hereinafter designated the amount of money following such designation, to be expended for the purposes and upon the authorizations in said Ordinance set forth:

<u>Accounting Number</u>	<u>Account Title</u>	<u>Expending Authority</u>	<u>Amount Appropriated</u>
01010-9926100	Transfer to Liability Claims Fund	Chief Financial Officer	\$975,000

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The foregoing is to appropriate funds to make a transfer of cash to the Liability Claims Special Revenue Fund to provide sufficient budget capacity to fund a legal settlement regarding a lawsuit against the City filed in the United States District Court for the District of Colorado and appealed to the United States Tenth Circuit Court of Appeals.

**Section 3.** From the General Government Special Revenue Fund, Accounting No. 11000 out of monies transferred in Section 2 of this ordinance and not otherwise appropriated and in addition to amounts heretofore appropriated by Ordinance No. 1280, Series of 2018, and any supplemental appropriations or rescissions, there is hereby appropriated to the appropriation accounts hereinafter designated the amount of money, following such designation, to be expended for the purposes and upon the authorizations in said Ordinance set forth:

<u>Accounting Number</u>	<u>Appropriation Account</u>	<u>Expending Authority</u>	<u>Amount Appropriated</u>
11827-4510000	Liability Claims Special Revenue Fund	City Attorney	\$975,000

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

[Signature page follows].

1 COMMITTEE APPROVAL DATE: October 8, 2019

2 MAYOR-COUNCIL DATE: October 15, 2019

3 PASSED BY THE COUNCIL: \_\_\_\_\_

4 \_\_\_\_\_ - PRESIDENT

5 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_

6 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
7 EX-OFFICIO CLERK OF THE  
8 CITY AND COUNTY OF DENVER

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

10 PREPARED BY: Rachel Bardin, Budget and Management Office DATE: October 17, 2019

11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the Office of  
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §  
14 3.2.6 of the Charter.

15 Kristin M. Bronson, Denver City Attorney

16 BY: TJ [Signature], Assistant City Attorney

DATE: Oct 16, 2019