

1 **BY AUTHORITY**

2 ORDINANCE NO.
3 SERIES OF 2021

COUNCIL BILL NO. CB21-0883
COMMITTEE OF REFERENCE:
Finance & Governance

5 **A BILL**

6 **For an ordinance establishing a new fund in the Culture and Recreation**
7 **Special Revenue Fund Series for the “Shuttered Venue Operator Grant”**
8 **program and approving and providing for the execution of a proposed Grant**
9 **Agreement between the City and County of Denver and the United States**
10 **Small Business Administration for the “Shuttered Venue Operator Grant”**
11 **program and the funding therefor.**
12

13 **WHEREAS**, Denver Arts and Venues wishes to have a new Special Revenue Fund to
14 administer said proposed Grant Agreement due to the grantor requirements to retain interest and
15 remit a certain amount back to the Grantor; and

16 **WHEREAS**, the City and County of Denver has given due consideration to said proposed
17 Grant Agreement;

18
19 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY**
20 **OF DENVER:**
21

22 **Section 1.** A new fund is hereby established in the Culture and Recreation Special Revenue
23 Fund Series, the “Shuttered Venue Operator Grant” Fund, Accounting No. 15002, for the purpose of
24 accounting for the receipt and expenditure of Shuttered Venue Operator Grant program dollars and
25 retained interest earnings the Grantor deems eligible for administrative expenses.

26 **Section 2.** Program expenditures are hereby authorized for the “Shuttered Venue Operator
27 Grant” Fund, Accounting No. 15002, in the amount not to exceed the total of deposits described in
28 Section 1 of this ordinance. The expending authority for the Fund is the Executive Director of Denver
29 Arts and Venues. This Fund is sponsor-based and non-lapsing.

30 **Section 3.** The proposed Grant Agreement, under CFDA 59.075, between the City and County
31 of Denver and the United States Small Business Administration for the “Shuttered Venue Operator
32 Grant” program, which is identified as Grant Number SBAHQ21SV009192, a copy of which is duly
33 filed with the City Clerk, Filing No. 202159635, be and hereby is approved in all respects.

1 **Section 4.** The payments made by the United States Small Business Administration to the City
2 pursuant to and under the Grant Agreement as well as any interest earnings shall be deposited into
3 the Treasury of the City and credited to Special Revenue Fund No. 15000, which is set forth and
4 described in Section 20-18 of the Revised Municipal Code of the City and County of Denver.

5 **Section 5.** That it be and is hereby found and determined that the budget summary of said
6 program, to be expended by the Executive Director of Denver Arts and Venues, is as follows:
7

<u>Accounting Number</u>	<u>Appropriation Account</u>	<u>Amount</u>
15002-3050000	Shuttered Venue Operator Grant	\$10,000,000

8
9 Expenditures of said funds are authorized from July 16, 2021 to July 15, 2022. Cash in the Shuttered
10 Venue Operator Fund and any interest permitted to be retained, or other gain permitted to accrue
11 from any investment or deposit of moneys, may be used in any lawful manner permitted by the Grant
12 Agreement.

13 **Section 6.** The Chief Financial Officer of the City and County of Denver is hereby authorized
14 and directed to make such book and record entries and to do such other things as may be necessary
15 to accomplish the purposes of this Ordinance.

16 COMMITTEE APPROVAL DATE: August 10, 2021 by Consent

17 MAYOR-COUNCIL DATE: August 17, 2021

18 PASSED BY THE COUNCIL: _____
19 _____ - PRESIDENT

20 APPROVED: _____ - MAYOR _____

21 ATTEST: _____ - CLERK AND RECORDER,
22 EX-OFFICIO CLERK OF THE
23 CITY AND COUNTY OF DENVER

24 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

25 PREPARED BY: Rachel Bardin, Budget and Management Office DATE: August 19, 2021

26 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the Office of
27 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
28 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
29 3.2.6 of the Charter.

30 Kristin M. Bronson, Denver City Attorney

31 BY: Jonathan Griffin, Assistant City Attorney DATE: Aug 19, 2021