

1 **BY AUTHORITY**

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2014

COUNCIL BILL NO. CB14-0976  
COMMITTEE OF REFERENCE:  
Infrastructure & Culture

4  
5  
6 **A BILL**  
7

8 **For an ordinance amending Ordinance 275, Series 2012, concerning the “Cash**  
9 **transfer from the Culture and Recreation Special Revenue Fund to the**  
10 **Grant/Other Capital Projects Fund.”**  
11

12 **WHEREAS**, in 2012, City Council approved the creation of a new capital grants/other projects  
13 fund (fund 38336) to support Denver Arts and Venues (DAV) capital needs for a three year time  
14 period; and

15 **WHEREAS**, the source of the revenue for this capital fund has been surplus fund balance of  
16 DAV’s operating special revenue fund (15815); and

17 **WHEREAS**, over the past three years, DAV has been able to transfer over \$16 million in total  
18 to capital fund 38336 while maintaining a 10% undesignated fund balance in the operating fund;  
19 and

20 **WHEREAS**, due to the success of the DAV capital fund 38336, DAV and BMO are requesting  
21 that the practice of transferring surplus fund balance from the DAV operating fund (15815) to the  
22 DAV capital fund 38336 be made permanent to continue to fund priority capital improvement  
23 projects; and

24 **WHEREAS**, the funds transferred to the DAV capital fund 38336 will first and foremost be  
25 preserved for Boettcher Concert Hall capital improvements and thereafter discretionary capital  
26 projects;

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

29 **Section 1.** That portion of Section 5 of Ordinance No. 275, Series 2012, now amended:

30 ~~“Section 5. All transfers from the AVD Special Revenue Fund as described in Section 2 of this~~  
31 ~~ordinance are approved for the time period following publication of this ordinance through~~  
32 ~~December, 2015.~~ The Manager of Finance of the City and County of Denver is hereby authorized  
33 and directed to make such book and record entries and to do such other things as may be  
34 necessary to accomplish the purposes of this Ordinance.”

1       **Section 2.** The Manager of Finance 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  
3 necessary to accomplish the purposes of this Ordinance.”

4 COMMITTEE APPROVAL DATE: November 19, 2014

5 MAYOR-COUNCIL DATE: November 25, 2014

6 PASSED BY THE COUNCIL: \_\_\_\_\_, 2014

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

8 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2014

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

12 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2014; \_\_\_\_\_, 2014

13 PREPARED BY: Catherine Dockery, Budget and Management Office DATE: November 26, 2014

14 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
15 the 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 D. Scott Martinez, Denver City Attorney

19 BY: \_\_\_\_\_, \_\_\_\_\_ City Attorney       DATE: \_\_\_\_\_, 2014