

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team

at MileHighOrdinance@DenverGov.org by 9:00am on **Friday**. Contact the Mayor's Legislative team with questions

Please mark one: ☒ Bill Request or ☐ Resolution Request Date of Request: 10/27/2023

1. Type of Request:

- ☐ Contract/Grant Agreement ☐ Intergovernmental Agreement (IGA) ☐ Rezoning/Text Amendment
- ☐ Dedication/Vacation ☐ Appropriation/Supplemental ☐ DRMC Change
- ☒ Other: ARPA ordinance amendment

2. **Title:** Amends Ordinance No. 591, Series of 2021, as amended by Ordinance No. 706, Series of 2021, as amended by Ordinance No. 1145, Series of 2021, as amended by Ordinance No. 1192, Series of 2021, as amended by Ordinance No. 374, Series of 2022, as amended by Ordinance No. 969, Series of 2022, as amended by Ordinance No. 1450, Series of 2022, as amended by Ordinance No. 0548, Series of 2023, as amended by Ordinance No. 1326, Series of 2023, to make allocations in the Recovery category from previously unallocated dollars in the original ARPA award, make allocations in the Recovery category from interest earnings, and to adjust allocations in the Revenue Loss and Recovery categories to align planned program uses with ARPA federal guidelines.

3. **Requesting Agency:** Department of Finance

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Dan Fechter and Rachel Bardin	Name: Carolina Flores
Email: Daniel.Fechter@denvergov.org and Rachel.Bardin@denvergov.org	Email: Carolina.Flores@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:

Ordinance No. 591, Series of 2021, established the American Rescue Plan Act Grant Fund, Fund No. 11011, and accepted the Coronavirus Local Fiscal Recovery Fund award agreement with the US Department of Treasury. While the ordinance accepted the full \$308,048,870 identified in the award agreement, it included provisions requiring that City Council approve spending in the fund through amendments to said Ordinance.

Subsequent ordinances amended the original, aforementioned ordinance by authorizing allocations in the "Revenue Loss," "Recovery," "Premium Pay," and "Administration" categories, which collectively made up the first half of the ARPA award. Ordinance 373 and Ordinance 374, Series of 2022, delineated capital improvement expenditures from operating ones through the creation of fund 38395. Ordinance No. 969, Series of 2022, allocated an additional \$1M generated by interest in the "Recovery" category for a food insecurity program. Ordinance No. 1450, Series of 2022, primarily allocated the second cash disbursement of \$154 million from the Treasury. These allocations were for programs that were determined through a deliberative process that included input from the community and the Stimulus Investment Advisory Committee (SIAC). Ordinance 1450 also authorized capital equipment, allocated cash in the Administration category for program evaluation, and reallocated from premium pay based on expenditures. Additionally, Ordinance No. 548, Series of 2023, made additional allocations for programs in those ARPA categories, made corrections, transferred cash to align spending with the appropriate fund, and authorized capital equipment purchases. Ordinance No. 1326, Series of 2023, made an additional allocation of \$4.7 million in the Recovery category based on previously unallocated interest earnings through June of 2023 to support the City's 2023 goal to shelter 1,000 individuals to support programs, including micro-communities, hotel leasing and operations, and services.

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

This bill request seeks to amend Ordinance No. 591, Series of 2021, as amended by the subsequent ordinances, to make new allocations in the Recovery category to support the Denver Basic Income Project and House 1000 programs. These allocations are available from the \$1,305,864 that was previously unallocated as well as \$1,175,921 in interest earnings that accrued through August of 2023. These new allocations, combined with the redirection of funds within the ARPA Recovery category, will support \$2 million in funding for the Denver Basic Income Project and \$23.4M for the House 1000 initiative.

This bill request also requests two reallocations between the Revenue Loss and Recovery categories, for a net increase of \$1,250,000 to Recovery and a net decrease of \$1,205,000 to Revenue Loss:

- The first reallocation is \$1,455,000 from the Denver Economic Development & Opportunity (DEDO) Tech Up Entrepreneurship grant from Revenue Loss to Recovery. This reallocation is from unspent funds that were originally allocated toward a \$1.8M cash match that is no longer needed. In the Recovery category, these funds will be repurposed to support downtown activation (\$1M) and House 1000 programs (\$455k).
- The second reallocation is \$250,000 from the Human Rights and Community Partnership's (HRCP) Revolving Loan Fund program from Recovery to Revenue Loss. This reallocation to Revenue Loss allows HRCP to maximize the loans as a resource for future programmatic needs, which would not be allowed if the dollars continued to be in the Recovery category, per the ARPA guidelines.

If approved, the total allocations in the ARPA Operating Grant will be as follows:

- \$77,707,270 in the "Revenue Loss" category
- \$3,957,300 in the "Administration" category*
- \$227,187,021 in the "Recovery" category**
- \$8,230,500 in the "Premium Pay" category
- \$0 in the "Unallocated" category

Total Allocations: \$317,082,091 (reflects \$308,048,870 from the original award plus 9,033,221 in interest earnings).

*Includes \$1,157,300 from interest earnings authorized through prior ordinances.

**Includes \$7,875,921 from interest earnings, including \$6.7 million authorized through prior ordinances and \$1,175,921 from this ordinance.

6. City Attorney assigned to this request (if applicable): N/A

7. City Council District: N/A

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