

BY AUTHORITY

ORDINANCE NO.
SERIES OF 2024

COUNCIL BILL NO. CB24-0101
COMMITTEE OF REFERENCE:
Finance & Governance

A BILL

For an ordinance making a cash transfer from the Risk Management Special Revenue Fund (11838) to the Capital Improvement Claims Settlement Fund (38434) and making an appropriation in the Capital Improvement Claims Settlement Fund.

WHEREAS, the City recently won a subrogation claim against Union Pacific related to damage to a City bridge caused by Union Pacific's negligence; and

WHEREAS, said claim return was deposited back to the Risk Management Special Revenue Fund which is the centralized location to track activity related to subrogation, and

WHEREAS, companion ordinance 0102, series of 2024 creates a new Capital Claims Settlement Fund; and

WHEREAS, the City wishes to transfer the claim return to the Capital Improvement Claims Settlement Fund to be used toward bridge repairs at the location where the damage occurred;

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

Section 1: There is hereby authorized the transfer of cash in the amount indicated in the following tabulation:

<u>Accounting Number</u>	<u>Appropriation Account</u>	<u>Expending Authority</u>	<u>Amount Transferred Out</u>
11838-2557000	Risk Management Special Revenue Fund	Chief Financial Officer	\$200,000

<u>Accounting Number</u>	<u>Appropriation Account</u>	<u>Expending Authority</u>	<u>Amount Transferred In</u>
38434-5000000	Capital Improvement Claims Settlement Fund	Executive Director Department of Transportation and Infrastructure (DOTI)	\$200,000

1 The forgoing is to make a cash transfer to support funding the bridge maintenance project related to
2 the damage in the claim.

3

4 **Section 2.** From the Grant and Other Money Projects Fund Series, Accounting No. 38000, out
5 of monies transferred in Section 1 and not otherwise appropriated and in addition to amounts
6 heretofore appropriated by Ordinance No. 1682, Series of 2023, and any supplemental
7 appropriations or rescissions, there is hereby appropriated to the appropriation accounts hereinafter
8 designated the amount of money, following such designation, to be expended for the purposes and
9 upon the authorizations in said Ordinance set forth:

<u>Accounting Number</u>	<u>Appropriation Account</u>	<u>Expending Authority</u>	<u>Amount Appropriated</u>
38434-5000000-PZ034	Capital Improvement Claims Settlement Fund	Executive Director of DOTI	\$200,000


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11 **Section 3.** The Chief Financial Officer of the City and County of Denver is hereby authorized
12 and directed to make such book and record entries and to do such other things as may be necessary
13 to accomplish the purposes of this Ordinance.

14 COMMITTEE APPROVAL DATE: January 30, 2024, by Consent

15 MAYOR-COUNCIL DATE: February 6, 2024

16 PASSED BY THE COUNCIL: February 20, 2024

17  _____ - PRESIDENT

18 APPROVED: Michael C. Johnston - MAYOR Feb 21, 2024
Michael C. Johnston (Feb 21, 2024 12:19 MST)

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

22 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____;

23 PREPARED BY: Nikki McCabe, Budget and Management Office DATE: February 8, 2024

24 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
25 City Attorney. We find no irregularity as to form and have no legal objection to the proposed
26 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
27 3.2.6 of the Charter.

28 Kerry Tipper, Denver City Attorney

29 BY: Anshul Bagga, Assistant City Attorney DATE: Feb 8, 2024