

1 BY AUTHORITY

2
3 RESOLUTION NO. 12-0698
4 SERIES OF 2012

COMMITTEE OF REFERENCE:
GOVERNMENT & FINANCE

5
6 A RESOLUTION

7
8 Amending Rule 11 of the Denver City Council Rules of Procedure in regard to
9 expenditures and donations

10
11 WHEREAS, § 3.3.2 of the Charter authorizes the City Council to make rules governing its
12 procedures; and

13
14 WHEREAS, sec. 13-11.5 (a)(2), D.R.M.C. provides that the Council may adopt or amend its
15 rules of procedure by resolution.

16
17 **NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF**
18 **DENVER:**

19
20 **Section 1.** That Rule 11 of the of the Denver City Council Rules of Procedure concerning
21 expenditures and donations shall be amended by adding the language underlined to the title of the
22 rule, by adding the language underlined to subsection (d) of the rule, and by adding a new subsection
23 (f) to the rule, to read as follows:

24
25 **Rule 11. Expenditures and donations.**

26
27
28
29 (d) By February 1 of each year, members of Council shall disclose in a
30 memorandum to the Clerk and Recorder the amount and the recipient of each
31 donation made during the preceding calendar year as provided in subsection (c) of
32 this rule, and each donation received during the preceding calendar year as provided
33 in subsection (f) of this rule.

34
35 (f) Council members may solicit charitable contributions to the city or to
36 private charitable organization to the extent and in the manner permitted by the city's
37 code of ethics. Any charitable contribution given directly to the city in support of a
38 project, program, service, or public improvement associated with the city council itself
39 or with any individual council member shall be subject to the following limitations:

1 1. Any contribution shall be received and accounted for by the manager of
2 finance in the city council donation fund as established by law.

3
4 2. The donor shall specify the project, program, service or public improvement
5 to be funded by the contribution.

6
7 3. Any contribution shall serve a public purpose benefitting the City and
8 County of Denver or its citizens. In no event shall charitable contributions be used to
9 fund normal city council operational expenses of the type itemized in subsection (a)
10 of this rule.

11
12 4. Anonymous contributions shall not be accepted.

13
14 5. The city council reserves the right to refuse any unsolicited charitable
15 contributions.

16
17 6. To the extent it is determined that any charitable contribution is no longer
18 needed for the purpose for which it was given, the contribution shall be returned to
19 the donor.

20
21 7. The city council shall annually report to the clerk and recorder any and all
22 charitable contributions received as provided in subsection (d) of this rule.
23

24
25
26 COMMITTEE APPROVAL DATE:

27 MAYOR-COUNCIL DATE: N/A

28 PASSED BY THE COUNCIL _____ 2012

29
30 _____ - PRESIDENT

31
32 ATTEST: _____ - CLERK AND RECORDER,
33 EX-OFFICIO CLERK OF THE
34 CITY AND COUNTY OF DENVER
35

36 PREPARED BY: David W. Broadwell, Asst. City Attorney; DATE: March 15, 2012

37 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of the
38 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
39 resolution. The proposed resolution **is not** submitted to the City Council for approval pursuant to §
40 3.2.6 of the Charter.
41

42 Douglas J. Friednash, City Attorney

43 BY: _____

44 DATE: _____