

1 **BY AUTHORITY**

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

COUNCIL BILL NO. CB14-0979  
COMMITTEE OF REFERENCE:  
Finances & Services

4  
5  
6 **A BILL**  
7

8 **For an ordinance amending Ordinance 269, Series 2007, to rename the “Lowry**  
9 **Air Force Base Remediation Fund,” expand the fund’s purpose and expand the**  
10 **fund’s allowable income sources.**  
11

12 **WHEREAS**, Ordinance No. 269 (Series 2007) created the “Lowry Air Force Base Remediation  
13 Fund” (fund number 78320) and established the fund’s purpose and allowable income sources;  
14 and

15 **WHEREAS**, the Department of Environmental Health seeks to amend that ordinance to  
16 rename the fund, expand the fund’s purpose, and expand the fund’s allowable income sources in  
17 order to give the Department of Environmental Health’s Environmental Quality division, which  
18 operates the fund, more flexibility with regards to what money can be deposited into the fund and  
19 how it can be spent;

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

22 **Section 1.** That portion of Sections 1-3 of Ordinance No. 269, Series 2007, amended as  
23 follows:

24 “Section 1. There is hereby established in the Environmental Services Enterprise Fund,  
25 Auditor’s No 78000, an “~~Lowry Air Force Base Remediation Fund~~ ENVIRONMENTAL LIABILITIES  
26 FUND”, Auditor’s No. 78320-6506100, for the purpose of receiving, spending and accounting for  
27 remedial, administrative, and legal COSTS associated with the former Lowry Air Force Base  
28 SETTLEMENT AND OTHER ENVIRONMENTAL SETTLEMENTS, IN STRICT ACCORDANCE  
29 WITH SETTLEMENT AGREEMENTS.”

30 “Section 2. Monies received from Lowry Assumption LLC, OTHER ENVIRONMENTAL  
31 SETTLEMENTS, or other private sources receipts shall be deposited into the Treasury of the City  
32 and credited to Fund No. 78000 which is set forth and described in Section 20-18 of the Revised  
33 Municipal Code of the City and County of Denver, and more specifically to Fund No. 78320.”  
34

1 "Section 3. Expenditures are hereby authorized for the "~~Lowry Air Force Base Remediation~~  
2 ~~Fund~~ ENVIRONMENTAL LIABILITIES FUND", Auditor's No. 78320-6506100, in the amount not to  
3 exceed the total of deposits described in Section 2 of this Ordinance, to be expended by the  
4 Manger of Environmental Health."

5 **Section 2.** The Manager of Finance of the City and County of Denver is hereby authorized  
6 and directed to make such book and record entries and to do such other things as may be  
7 necessary to accomplish the purposes of this Ordinance."  
8

9 COMMITTEE APPROVAL DATE: November 20, 2014 (Consent)

10 MAYOR-COUNCIL DATE: November 25, 2014

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

12 \_\_\_\_\_ - PRESIDENT

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

14 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
15 EX-OFFICIO CLERK OF THE  
16 CITY AND COUNTY OF DENVER

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

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

19 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
20 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
21 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §  
22 3.2.6 of the Charter.

23 D. Scott Martinez, Denver City Attorney

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