

BY AUTHORITY

ORDINANCE NO.
SERIES OF 2022

COUNCIL BILL NO. CB22-0374
COMMITTEE OF REFERENCE:
Finance & Governance

A BILL

For an ordinance amending Ordinance No. 591, Series of 2021, as amended by Ordinance No. 706, Series of 2021, as amended by Ordinance No. 1145, Series of 2021, to allocate spending in the American Rescue Plan Act Grant Fund for Administration.

WHEREAS, Ordinance No. 591, Series of 2021, established the American Rescue Plan Act (ARPA) Grant Fund, Fund No. 11011, and accepted the Coronavirus Local Fiscal Recovery Fund award agreement with the US Department of Treasury; and

WHEREAS, Ordinance No. 591 accepted the full \$308,048,870 identified in the award agreement, and included provisions requiring that City Council approve any spending in the fund through amendments to said Ordinance; and

WHEREAS, Ordinance No. 706, Series of 2021, amended Ordinance No. 591, Series of 2021, by adding a section to authorize an initial amount of spending in the Fund, specific to the “Revenue Loss” category, identified as an allowable expense in the ARPA guidance; and

WHEREAS, the Budget and Management Office leveraged the 2022 budget process to determine which investments included in the “Revenue Loss” spending allocation in ARPA in 2021 could be supported by General Fund growth in 2022, as a fiscally prudent way to ensure the City could continue to support ongoing restorations of City services; and

WHEREAS, Ordinance No. 1192, Series of 2021, increased the “Revenue Loss” allocation to authorize the 2022 portion of the 2021 “Revenue Loss” investments previously authorized through Ordinance No. 706, Series of 2021; and

WHEREAS, as a result of interest earnings generated by ARPA monies, an additional \$1,157,300 will be allocated to the Administration spending category, for a total Administration allocation of \$2,457,300; and

WHEREAS, the “Administration” allocation authorized in this Ordinance will support data evaluation and analysis, public outreach expenses associated with the administration of the ARPA funding, as well as technical support for community partners responsible for implementing ARPA programs;

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

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4 **Section 1.** Section 6 of Ordinance No. 591, Series of 2021, as amended by Ordinance 706,
5 Series of 2021, as amended by Ordinance No. 1145, Series of 2021, and as amended by Ordinance
6 No. 1192, Series of 2021, is amended to read as follows:

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8 “That it be and is hereby found and determined that the allocations for the Revenue Loss,
9 Premium Pay, Recovery, and Administration categories, as defined in ARPA guidance, are as
10 follows:

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<u>Accounting Number</u>	<u>Appropriation Account</u>	<u>Amount</u>
11011	American Rescue Plan Act- Revenue Loss	\$70,203,696
11011	American Rescue Plan Act – Premium Pay	\$8,800,000
11011	American Rescue Plan Act – Recovery	\$73,530,000
11011	American Rescue Plan Act – Administration	\$2,457,300
11011	American Rescue Plan Act – Unallocated	\$154,215,174

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13 The foregoing Revenue Loss allocation supports the cost of furlough restoration for all City
14 employees, the cost of restoring some services that were reduced in 2021 to balance the budget
15 as a result of revenue loss from COVID-19, and the cost of addressing certain operational
16 backlogs that arose as resources were reduced or diverted due to the pandemic. The foregoing
17 Premium Pay allocation supports payments to City employees whose regular, required duties
18 from March to December of 2020 put them at risk of COVID-19 exposure. The foregoing
19 Recovery allocation supports Recovery investments identified through an extensive community
20 review process to support businesses, the community, housing and people experiencing
21 homelessness, and infrastructure. The foregoing Administration allocation supports a contract
22 to assist in the City’s administration of ARPA funds, funding for data evaluation and analysis,

1 and public outreach expenses associated with the administration of the ARPA funding, as well
2 as technical support for community partners responsible for implementing ARPA program.”
3

4 **Section 2.** The Chief Financial Officer of the City and County of Denver is hereby authorized
5 and directed to make such book and record entries and to do such other things as may be necessary
6 to accomplish the purposes of this Ordinance.

7 COMMITTEE APPROVAL DATE: April 5, 2022 by Consent

8 MAYOR-COUNCIL DATE: April 12, 2022

9 PASSED BY THE COUNCIL: _____
10 _____ - PRESIDENT

11 APPROVED: _____ - MAYOR _____

12 ATTEST: _____ - CLERK AND RECORDER,
13 EX-OFFICIO CLERK OF THE
14 CITY AND COUNTY OF DENVER

15 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

16 PREPARED BY: Nikki McCabe, Budget and Management Office DATE: April 14, 2022

17 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
18 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
19 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
20 3.2.6 of the Charter.

21 Kristin M. Bronson, Denver City Attorney

22 BY: Jonathan Griffin, Assistant City Attorney DATE: Apr 14, 2022
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