

1 **BY AUTHORITY**

2 ORDINANCE NO. \_\_\_\_\_

COUNCIL BILL NO. CB11-0385

3 SERIES OF 2011

COMMITTEE OF REFERENCE:

4 Land Use, Transportation, and Infrastructure

5  
6 **A BILL**  
7

8 **For an ordinance approving and providing for the execution of a proposed**  
9 **Intergovernmental Agreement between the City and County of Denver and the**  
10 **Colorado Department of Transportation concerning the "2007-2012 DRCOG TIP**  
11 **Intersection Improvements—SHE 2011 Package 1" project and the funding**  
12 **therefor.**

13  
14 **WHEREAS**, the Colorado Department of Transportation is providing Safety Hazard  
15 Elimination (SHE) funds for traffic signal improvements at six selected intersections; and

16 **WHEREAS**, the City and County of Denver has given due consideration to said proposed  
17 Intergovernmental Agreement;

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

20 **Section 1.** The proposed Intergovernmental Agreement between the Colorado Department of  
21 Transportation and the City and County of Denver, which is identified as Agreement Routing  
22 Number 11HA6 29198, a copy of which is duly filed with the City Clerk, Filing No. 11-360, be and  
23 hereby is approved in all respects.

24 **Section 2.** The Mayor or his lawful successor and other proper officials of the City and  
25 County of Denver, in its behalf, are hereby authorized and directed to execute said  
26 Intergovernmental Agreement and the Clerk and Recorder of the City and County of Denver is  
27 hereby authorized and directed to attest and impress the official seal of the City and County of  
28 Denver on the Intergovernmental Agreement.

29 **Section 3.** The Mayor, his successor in office, or his duly authorized representatives, and  
30 other officials of the City are hereby authorized and directed to do all things required to be done in  
31 order to obtain payments under the Intergovernmental Agreement, including, but not limited to,  
32 filing requests for payments, contracting with persons and organizations in order to carry out the  
33 provisions of the Intergovernmental Agreement amendment, filing reports and keeping records  
34 relating to fiscal and evaluation matters, and forwarding other materials to the Colorado  
35 Department of Transportation.

1       **Section 4.** The payments made by the Colorado Department of Transportation to the City  
2 pursuant to and under the Intergovernmental Agreement shall be deposited into the Treasury of  
3 the City and credited to Special Fund No. 38000, which is set forth and described in Section 20-18  
4 of the Revised Municipal Code of the City and County of Denver.

5       **Section 5.** That it be and is hereby found and determined that the budget summary of said  
6 project is as follows:

7	ACCOUNTING		EXPENDING	
8	<u>NUMBER</u>	<u>APPROPRIATION ACCOUNT</u>	<u>AUTHORITY</u>	<u>AMOUNT</u>
9				
10	38285-5011102	2007-2012 DRCOG TIP	Manager of Public Works	
11	-PK050	Intersection Improvements--		\$ 1,380,000
12		SHE Package 1		
13				

14 Authorization for expenditures will cover the period of five years following execution of said  
15 Intergovernmental Agreement or completion of project, whichever is sooner.

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

19 COMMITTEE APPROVAL DATE: May 26, 2011. (Consent)

20 MAYOR-COUNCIL DATE: May 31, 2011 (Consent)

21 PASSED BY THE COUNCIL: \_\_\_\_\_, 2011  
22 \_\_\_\_\_ - PRESIDENT

23 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2011

24 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
25 EX-OFFICIO CLERK OF THE  
26 CITY AND COUNTY OF DENVER

27 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2011; \_\_\_\_\_, 2011

28 PREPARED BY: Kelly A. Greunke, Budget and Management Office       DATE: June 2, 2011

29 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of  
30 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
31 ordinance. The proposed ordinance is submitted to the City Council for approval pursuant to §  
32 3.2.6 of the Charter.

33 David W. Broadwell, Denver City Attorney

34 BY: \_\_\_\_\_, City Attorney       DATE: \_\_\_\_\_, 2011