

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2022

COUNCIL BILL NO. CB22-0137
COMMITTEE OF REFERENCE:
Finance & Governance

A BILL

For an ordinance establishing a new Fund in the General Government Special Revenue Fund Series for the “Green Building” program and authorizing a cash transfer from the Green Building Capital Fund to the new Green Building SRF.

WHEREAS, in 2017, Denver voters approved Initiated Ordinance 300, which was subsequently amended by City Council in 2018 via CB18-1134 that repealed and reenacted Article VIII of Chapter 10 of the DRMC, the Green Building Ordinance; and

WHEREAS, Ordinance 1141, Series 2018 created the Green Building Fund as a Capital Fund to receive developer payments--fees in-lieu of compliance with the Green Building Ordinance and to administer the Green Building program; and

WHEREAS, the Office of Climate Action, Sustainability, and Resiliency (CASR) desires to utilize contracts to provide services and to make other operating expenditures to carry out the allowable uses as defined by the Green Building Ordinance; and

WHEREAS, the City requires a new Special Revenue Fund to administer operating components of this program, including contracting out for services;

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

Section 1. A new Special Revenue Fund is hereby established in the General Government Fund Series, Accounting No. 11000, the “Green Building Program” Fund, Accounting No. 11885, for the purpose of accounting for the receipt and expenditure of program dollars.

Section 2. Monies received, including developer payments required per the Denver Revised Municipal Code concerning green buildings, interest earnings, transfers from other City funds, and other sources of revenue for Accounting No. 11885, shall be deposited into the Treasury of the City and credited to the General Government Special Revenue Fund 11000, which is set forth and described in Section 20-18 of the Revised Municipal Code of the City and County of Denver.

1 **Section 3.** Expenditures are hereby authorized for the “Green Building Program” Special
2 Revenue Fund, Accounting No. 11885, to be expended by the Executive Director of the Office of
3 Climate Action, Sustainability and Resiliency. Authorized expenditures for Accounting No. 11885
4 include professional services contracts and other Green Building program operating expenditures,
5 as well as cash transfers to the Green Building Capital Improvements Fund. Administrative expenses
6 shall be capped at five percent of revenue received in that year. This is a revenue basis, non-lapsing
7 fund.

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9 **Section 4.** There is hereby authorized the transfer of cash from the Green Building Capital
10 Fund to the Green Building Program Fund in the amounts indicated in the following tabulation:

<u>Item</u> <u>No.</u>	<u>Fund</u> <u>Number</u>	<u>Fund Name</u>	<u>Amount</u> <u>Transferred</u> <u>Out</u>	<u>Amount</u> <u>Transferred In</u>
1	38604	Green Building Capital	350,000	
2	11885	Green Building Program		350,000

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

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1 COMMITTEE APPROVAL DATE: February 1, 2022 by Consent
2 MAYOR-COUNCIL DATE: February 8, 2022 by Consent
3 PASSED BY THE COUNCIL: February 22, 2022
4 Steve Gilmore - PRESIDENT
5 APPROVED: _____ - MAYOR _____
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____
10 PREPARED BY: Nikki McCabe, Budget and Management Office DATE: February 10, 2022
11 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of the
12 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
14 3.2.6 of the Charter.
15 Kristin M. Bronson, Denver City Attorney
16 BY: Jonathan Griffin, Assistant City Attorney DATE: Feb 10, 2022
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