

BY AUTHORITY

2 ORDINANCE NO. _____
3 SERIES OF 2020

COUNCIL BILL NO. CB20-1189
COMMITTEE OF REFERENCE:
Finance & Governance

A BILL

For an ordinance approving a proposed donation of surplus equipment from the City and County of Denver to the Open Media Foundation.

9 **WHEREAS**, the Open Media Foundation (“OMF”) spent several years serving as the City and
10 County of Denver’s public access provider, under a cable franchise agreement; and

11 **WHEREAS** the agreement between OMF and the City and County of Denver ("City") ended
12 December 19, 2018, and City has surplus equipment currently located in the operational office of
13 OMF; and

14 **WHEREAS**, the City wishes to donate this surplus equipment to OMF and a list of the
15 equipment is on file with the Denver Clerk and Recorder's Office as Clerk File No. 20200081; and

16 **WHEREAS**, the City has moved to a community media model and has worked to strategically
17 determine the most prudent allocation of resources to community partners to best serve residents;
18 and

19 **WHEREAS**, the City intends to donate such equipment to support OMF's non-profit services
20 that work to improve media literacy and to strengthen community engagement; and

21 **WHEREAS**, the proposed donation of surplus equipment cannot be made until after approval
22 by City Council and the Mayor in accordance with §2.9.3(C); and

23 **WHEREAS**, §2.9.3(C) of the Charter of the City and County of Denver authorizes the donation
24 of surplus supplies, equipment, and personal property to charitable or nonprofit organizations,
25 School District No. 1, or other governmental jurisdictions; and

26 **WHEREAS**, OMF is a Colorado non-profit corporation that provides multimedia services and
27 education to non-profit and public-sector organizations; and

28 **WHEREAS**, the Manager of General Services has declared as surplus all City owned
29 equipment currently located at OMF; and

30 **WHEREAS**, the value of the equipment proposed to be donated is \$159,194.65 as of May
31 13, 2020.

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

Section 1. The proposed donation of equipment owned by the City, as described in Clerk

1 File No. 20200081 with the Denver Clerk and Recorder's Office, and currently in use by OMF for
2 content production allows OMF to continue to support not-for-profit public content production, is
3 hereby approved.

4 COMMITTEE APPROVAL DATE: November 3, 2020 by Consent

5 MAYOR-COUNCIL DATE: November 10, 2020

6 PASSED BY THE COUNCIL November 30, 2020

7 *Steve Johnson* - PRESIDENT

8 APPROVED: *M. B.* - MAYOR Dec 1, 2020

9 ATTEST: _____ - CLERK AND RECORDER,
10 EX-OFFICIO CLERK OF THE
11 CITY AND COUNTY OF DENVER

12 NOTICE PUBLISHED IN THE DAILY JOURNAL _____; _____

13 PREPARED BY: Andrew Riester, Assistant City Attorney DATE: November 19, 2020

14 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
15 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
16 ordinance. The proposed ordinance **is not** submitted to the City Council for approval pursuant to §
17 3.2.6 of the Charter.

18 Kristin Bronson, Denver City Attorney

19 BY: *Kristin J. Crawford*, Assistant City Attorney DATE: Nov 17, 2020