

ORDINANCE NO. 16-4

AN ORDINANCE AMENDING ORDINANCE NO. 14-101 (2015 APPROPRIATION ORDINANCE) FOR A SUPPLEMENTAL APPROPRIATION TO THE GENERAL FUND IN THE AMOUNT OF \$2,100,000 TO TRANSFER THE VOTER-APPROVED RETAINED ESTIMATED 2014 REVENUES ABOVE THE 2014 FISCAL YEAR REVENUE/SPENDING LIMITATIONS TO THE CAPITAL IMPROVEMENTS PROGRAM FUND, AND TO THE CAPITAL IMPROVEMENTS PROGRAM FUND IN THE AMOUNT OF \$2,100,000 FOR THE VOTER-APPROVED PARK TRAIL IMPROVEMENTS

WHEREAS, the City Council (the "Council") of the City of Colorado Springs, Colorado (the "City"), a municipal corporation duly organized and existing as a home rule city under Article XX of the State of Colorado and the City Charter ("Charter"), has determined that the estimated 2014 fiscal year revenues of the City exceed the 2014 Fiscal Year Spending limitations of Article X, § 20 of the Colorado Constitution and City Charter § 7-90, and that such revenues, if retained by the City, will be used for park trail improvements that are in the best interest of the residents of, and visitors to, the City; and

WHEREAS, on August 22, 2015, City Council passed Resolution No. 79-15 approving the referral and placement of an issue on the November 3, 2015 ballot asking for voter approval to retain and spend up to \$2.1 million in revenues above the 2014 fiscal year revenue/spending limitations for park trail improvements; and

WHEREAS, on November 3, 2015, voters approved Ballot Issue 2D—the City's request to retain and spend up to \$2.1 million in estimated 2014 fiscal year revenues of the City that exceed the 2014 fiscal year spending limitation for park trail improvements. The ballot measure earmarks the funding for the repair, renovation and improvement to existing segments of priority multi-use trails in the City for the trail corridors listed below:

- Homestead Trail - reconstruction, signage and improvements
- Palmer Mesa Trail - reconstruction, signage and improvements

- Pikes Peak Greenway - reconstruction and signage
- Rock Island Trail - reconstruction and signage
- Sand Creek Trail - retainage walls, signage and improvements
- Shooks Run Trail - reconstruction, signage and improvements
- Sinton Trail - reconstruction, signage and improvements
- Skyline Trail - replacement of damaged sections

The ballot measure further provides that the work will be contracted out to the private sector; and

WHEREAS, a supplemental appropriation is required for the General Fund in the amount of \$2.1 million to transfer the 2014 fiscal year revenue collected in excess of the 2014 fiscal year spending limitation which voters approved to be retained and spent by the City to the Capital Improvements Fund for the voter-approved park trail improvements. The supplemental appropriation to the General Fund is required to accomplish a transfer of the \$2.1 million to the Capital Improvements Program Fund. The supplemental appropriation to the Capital Improvements Program Fund is required to appropriate funds to the park trail projects.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. That Ordinance No. 14-101 is hereby amended by increasing the General Fund expenditure appropriation in the amount of \$2,100,000 to transfer the 2014 fiscal year revenue collected in excess of the 2014 fiscal year spending limitation which voters approved to be retained and spent by the City to the Capital Improvements Fund for the voter-approved park trail improvements. The source of monies is the restricted portion of the fund balance where the excess revenue was held pending the result of the election.

Section 2. That Ordinance No. 14-101 is hereby amended by increasing the Capital Improvements Program Fund revenue and expenditure appropriation in the amount of \$2,100,000 for the voter-approved park trail

improvements listed in Section 3. The source of monies is the transfer from the General Fund.

Section 3. On November 3, 2015, voters approved Ballot Issue 2D—the City’s request to retain and spend up to \$2.1 million in estimated 2014 fiscal year revenues of the City that exceed the 2014 fiscal year spending limitation for park trail improvements. The ballot measure earmarks the funding for the repair, renovation and improvement to existing segments of priority multi-use trails in the City for the trail corridors listed below:

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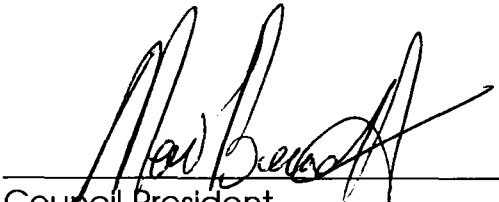
The ballot measure further provides that the work will be contracted out to the private sector.

Section 4. This ordinance shall be in full force and effect from and after its final adoption and publication as provided by Charter.

Section 5. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance be available for inspection and acquisition in the office of the City Clerk

Introduced, read, passed on first reading and ordered published this 12th day of January, 2016.

Finally passed: January 26, 2016



Council President

Delivered to Mayor on 1/27/2016.

Mayor's Action:

- Approved: January 28, 2016
- Disapproved: _____, based on the following objections:

John W. Seathers
Mayor

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.
- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

Council President

ATTEST:

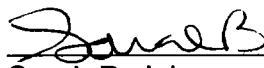
Sarah B. Johnson
Sarah B. Johnson, City Clerk



OK
TJB
PP

I HEREBY CERTIFY, that the foregoing ordinance entitled **“AN ORDINANCE AMENDING ORDINANCE NO. 14-101 (2015 APPROPRIATION ORDINANCE) FOR A SUPPLEMENTAL APPROPRIATION TO THE GENERAL FUND IN THE AMOUNT OF \$2,100,000 TO TRANSFER THE VOTER-APPROVED RETAINED ESTIMATED 2014 REVENUES ABOVE THE 2014 FISCAL YEAR REVENUE/SPENDING LIMITATIONS TO THE CAPITAL IMPROVEMENTS PROGRAM FUND, AND TO THE CAPITAL IMPROVEMENTS PROGRAM FUND IN THE AMOUNT OF \$2,100,000 FOR THE VOTER-APPROVED PARK TRAIL IMPROVEMENTS”** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on January 12, 2016; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 26th day of January, 2016, and that the same was published by title and summary, in accordance with Section 3-80 of Article III of the Charter, in the Transcript, a newspaper published and in general circulation in said City, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, this 28th day of January, 2016.



Sarah B. Johnson, City Clerk



1st Publication Date: January 15, 2016

2nd Publication Date: February 3, 2016

Effective Date: February 8, 2016

Initial: 
City Clerk