

ORDINANCE NO. 2033

INTRODUCED BY: AMADOR, BENSON, BULLOCK, CARSON, DOUGLAS,
ELLIOTT, FORD, MCELLOWNEY, TETER

AN ORDINANCE REPEALING ORDINANCE 1945 TO REMOVE FROM THE 2013 BUDGET OF THE CITY OF COMMERCE CITY THE RECOGNITION OF THE RTD BUS ROUTE GRANT FUNDS IN THE AMOUNT OF \$444,000 FOR THE SUPPORT OF A NORTH AREA EXPRESS BUS ROUTE.

WHEREAS, on February 4, 2013, the Council of the City of Commerce City (the “City Council”) passed on second reading Ordinance 1945, which amended the 2013 budget of the City of Commerce City (the “City”) by the recognition of a grant from the Denver Regional Council of Governments (the “DRCOG Grant”) in support of an express bus route for 104th Avenue within the City (the “104X Route”) in the amount of \$444,000.00 (the “Grant Funds”);

WHEREAS, due to the nature of the DRCOG Grant, disbursement by DRCOG of the Grant Funds was restricted to *bona fide* transportation agencies only;

WHEREAS, the Regional Transportation District (“RTD”) is a *bona fide* transportation agency authorized to receive the Grant Funds and is the entity operating the 104X Route;

WHEREAS, to accomplish the purpose of the DRCOG Grant, the City and RTD entered into an intergovernmental agreement (the “IGA”), which provided for the establishment, funding and operation of the 104X Route and, further, expressly assigned the Grant Funds to RTD;

WHEREAS, in accordance with the foregoing, DRCOG disbursed the Grant Funds directly to RTD;

WHEREAS, the City neither received nor paid out the Grant Funds, thereby rendering superfluous Ordinance 1945 and causing the City’s 2013 budget to erroneously reflect funds the City never received; and

WHEREAS, the City Council now desires to repeal Ordinance 1945 and amend the City’s 2014 budget to correct the erroneous addition of the Grant Funds.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO AS FOLLOWS:

SECTION 1. Ordinance 1945 is hereby repealed in its entirety.

SECTION 2. The 2014 budget of the City of Commerce City (Fund 180) is hereby amended to reflect the fact that the City did not receive the \$440,000.00 Grant Funds.

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE
ORDERED THIS 6TH DAY OF OCTOBER, 2014.

PASSED ON SECOND AND FINAL READING AND PUBLIC NOTICE
ORDERED THIS 3RD DAY OF NOVEMBER, 2014.

CITY OF COMMERCE CITY, COLORADO

By: _____
SEAN FORD, MAYOR

ATTEST

Laura J. Bauer, City Clerk