

ORDINANCE NO. 2669

INTRODUCED BY: CHACON, DOUGLAS, DOUGLAS DUKES, FORD, KIM, MADERA, NOBLE, TETER

AN ORDINANCE AMENDING THE 2025 BUDGET OF THE CITY OF COMMERCE CITY BY RE-APPROPRIATING REMAINING AMERICAN RESCUE PLAN ACT FUNDING BALANCES IN THE GENERAL FUND, CAPITAL EXPENDITURES FUND, FLEET MANAGEMENT FUND, AND FACILITY SERVICES FUND, AND AUTHORIZING THE EXPENDITURE THEREOF

WHEREAS, on March 11, 2020, President Joseph R. Biden signed the American Rescue Plan Act (ARPA) into law, which established the Coronavirus State and Local Fiscal Recovery Fund intended to provide support to local governments in responding to the impact of COVID-19 on their communities, residents, and business;

WHEREAS, the U.S. Treasury Department has provided regulatory guidance on the allowable uses of ARPA funds, which include: supporting public health response, addressing negative economic impacts, replacing public sector revenue loss, premium pay for essential workers, water and sewer infrastructure, and broadband infrastructure;

WHEREAS, the City was allocated a total of \$10,505,025 in ARPA funding, of which the City received the first 50% tranche in 2021 and the second 50% tranche in 2022;

WHEREAS, the deadline to formally obligate ARPA funds was December 31, 2024 was successfully met, and the City has until December 31, 2026 to finish expending ARPA funds;

WHEREAS, the City expended \$1,210,511.65 in ARPA funds through December 31, 2024 and has a remaining balance of \$9,294,513.35 to spend by December 31, 2026;

WHEREAS, the remaining balance of \$9,294,513.35 must be re-appropriated in 2025 for further expenditure; and

WHEREAS, using the City's ARPA funding allocation in these manners benefits the City by providing for previously unmet City government services needs and positions the City to better serve the community.

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

SECTION 1. Findings. The recitals to this ordinance are incorporated as findings of the City Council. This ordinance is found to be necessary for the preservation of the public health, safety, and welfare and in the public interest.

SECTION 2. There is hereby re-appropriated into the General Fund (010) as per the following, for a total of \$7,516,526.35.

Grant Writing \$ 609,745.93
Advancing Commerce City Together (ACT) Program \$ 6,906,780.42

SECTION 3. There is hereby re-appropriated into the Capital Expenditures Fund (395) as per the following, for a total of \$320,272.00.

ACT Program – Infrastructure Improvements \$ 320,272.00

SECTION 4. There is hereby re-appropriated into the Fleet Management Fund (630) as per the following, for a total of \$192,088.00.

ACT Program – Community Well-Being Vehicles \$ 192,088.00

SECTION 5. There is hereby re-appropriated into the Facility Services Fund (660) as per the following, for a total of \$1,265,627.00.

Emergency Shelter Generators \$ 1,265,627.00

SECTION 6. Repealer. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof are hereby repealed to the extent of such inconsistency.

SECTION 7. Effective Date. This ordinance shall be effective immediately upon passage on second and final reading.

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE ORDERED THIS 3RD DAY OF MARCH, 2025.

PASSED ON SECOND AND FINAL READING AND PUBLIC NOTICE ORDERED THIS 7TH DAY OF APRIL, 2025.

CITY OF COMMERCE CITY, COLORADO

Steve J. Douglas, Mayor

ATTEST

Dylan A. Gibson, City Clerk