

COUNCIL COMMUNICATION

Meeting Date: September 27, 2022	Agenda Item: 12B	Agenda Location: Action Items	Goal(s):	Legal Review: <i>TY</i>	<input checked="" type="checkbox"/> 1 st Reading <input type="checkbox"/> 2 nd Reading
Subject: An ordinance adopting the fifth amendment to the 2022 Budget amending section one of Ordinance 3600, making appropriations for the City of Thornton, Colorado for the fiscal year 2022 for all funds except that appropriations for certain individual projects shall not lapse at year end but continue until the project is completed or cancelled (York Street Bridge, Roundabout at 112 th Avenue and Dalia Street, Sidewalk at 100 th Avenue and Riverdale Road, Turn Lane at 104 th Avenue and York Street, Floodplain Map Revision, Thornton Parkway Privacy Wall, Shade Shelters at Tuck Ditch and Community Park, Playground Rehabilitation at Loomis and Liberty Park, and Riverdale Trail).					
Recommended by: Robb Kolstad <i>RK</i>				Approved by: Kevin S. Woods <i>KW</i>	
Presenter(s): Erika Senna, Budget Manager				Ordinance previously introduced by: _____	

SYNOPSIS:

This ordinance is for the fifth amendment to the 2022 Budget and authorizes additional funding of \$3,687,000, for a total amended budget of \$462,659,909.

RECOMMENDATION:

Staff recommends Alternative No. 1, approval of the ordinance amending the 2022 Budget.

The 2022 Budget, which authorizes expenditures of \$458,972,909, is proposed to increase by \$3,687,000. The amended Budget will be \$462,659,909 and accomplish the following:

1. Appropriate \$3,350,000 in the Governmental Capital Fund to cover a number of budget overages on capital projects, including:
 - A. \$2,070,000 for the York Street Bridge project, which will cover increased construction costs, as well as additional funds necessary to relocate the Northglenn Force Main, and supplementary design required for the Army Corp of Engineers permit.
 - B. \$750,000 for the roundabout at 112th Avenue and Dahlia Street, which covers necessary stormwater improvements not considered during the initial estimate of the project.
 - C. \$75,000 for the sidewalk at 100th Avenue and Riverdale Road, which covers the escalation in concrete costs.
 - D. \$395,000 for the turn lane at 104th Avenue and York Street, which covers the escalation in asphalt, concrete, and road base traffic control costs.
 - E. \$60,000 for a floodplain map revision to account for the road widening on 144th Avenue, from Washington Street to York Street.
2. Appropriate \$75,000 in the Governmental Capital Fund to fund repairs to the Thornton Parkway privacy wall at Race and Dorothy.
3. Appropriate \$151,000 in the Adams County Open Space Fund to cover overages on three projects, including:
 - A. \$40,000 to complete the shade shelters at Tuck Ditch and Community Park.
 - B. \$61,000 to complete the playground rehabilitation at Loomis Park.
 - C. \$50,000 to complete the playground rehabilitation at Liberty Park.

4. Appropriate \$111,000 in the Open Space Fund to cover concrete escalation for the Riverdale Trail at Pelican Ponds.

BUDGET/STAFF IMPLICATIONS:

Funding for the projects discussed in items 1 and 2 will come from unappropriated fund balance in the Governmental Capital Fund.

Funding for the projects discussed in item 3 will come from unappropriated fund balance in the Adams County Open Space Fund.

Funding to cover the concrete escalation at the Riverdale Trail will come from unappropriated fund balance in the Open Space Fund.

ALTERNATIVES:

1. Approve the ordinance amending the 2022 Budget.
2. Do not approve the ordinance amending the 2022 Budget.

BACKGROUND (ANALYSIS/NEXT STEPS/HISTORY): (includes previous City Council action)

City Council approved Ordinance 3600 making appropriations for the 2022 Budget on October 12, 2021.

City Council approved Ordinance 3614, on second reading, adopting the first amendment to the 2022 budget on January 11, 2022.

City Council approved Ordinance 3618, on second reading, adopting the second amendment to the 2022 budget on February 8, 2022.

City Council approved Ordinance 3625, on second reading, adopting the third amendment to the 2022 budget on May 24, 2022.

City Council approved Ordinance 3626, on second reading, adopting the fourth amendment to the 2022 budget on August 23, 2022.

INTRODUCED BY: _____

AN ORDINANCE ADOPTING THE FIFTH AMENDMENT TO THE 2022 BUDGET AMENDING SECTION ONE OF ORDINANCE 3600, MAKING APPROPRIATIONS FOR THE CITY OF THORNTON, COLORADO FOR THE FISCAL YEAR 2022 FOR ALL FUNDS EXCEPT THAT APPROPRIATIONS FOR CERTAIN INDIVIDUAL PROJECTS SHALL NOT LAPSE AT YEAR END BUT CONTINUE UNTIL THE PROJECT IS COMPLETED OR CANCELLED (YORK STREET BRIDGE, ROUNDABOUT AT 112TH AVENUE AND DALIA STREET, SIDEALK AT 100TH AVENUE AND RIVERDALE ROAD, TURN LANE AT 10TH AVENUE AND YORK STREET, FLOODPLAIN MAP REVISION, THORNTON PARKWAY PRIVACY WALL, SHADE SHELTERS AT TUCK DITCH AND COMMUNITY PARK, PLAYGROUND REHABILITATION AT LOOMIS AND LIBERTY PARK, AND RIVERDALE TRAIL).

WHEREAS, the City Council is required to adopt a budget for fiscal year 2022; and

WHEREAS, the City Council adopted a budget for fiscal year 2022; and

WHEREAS, on January 11, 2022, the City Council adopted a First Amendment to the Budget for the fiscal year 2022 and appropriated additional funds; and

WHEREAS, on February 8, 2022, the City Council adopted a Second Amendment to the Budget for the fiscal year 2022 and appropriated additional funds; and

WHEREAS, on May 24, 2022, the City Council adopted a Third Amendment to the Budget for the fiscal year 2022 and appropriated additional funds; and

WHEREAS, on August 23, 2022, the City Council adopted a Fourth Amendment to the Budget for the fiscal year 2022 and appropriated additional funds; and

WHEREAS, the City Council desires to adopt a Fifth Amendment to the Budget for fiscal year 2022 and appropriate additional funds; and

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

1. That Section 1 of Ordinance 3600 is hereby amended as follows:

Fund	2022 Amended Budget	Change	2022 Fifth Amended Budget
General Governmental Funds			
General Fund	\$ 165,148,471	\$ -	\$ 165,148,471
Governmental Capital Fund	27,203,254	3,425,000	30,628,254
Subtotal	\$ 192,351,725	\$ 3,425,000	\$ 195,776,725
Internal Service Funds			
Risk Management Fund	\$ 17,447,462	\$ -	\$ 17,447,462
Subtotal	\$ 17,447,462	\$ -	\$ 17,447,462
Special Revenue Funds			
Adams County Road and Bridge	\$6,422,493	\$ -	\$6,422,493
Adams County Open Space	1,711,467	151,000	1,862,467

Conservation Trust	1,946,608	-	1,946,608
Parks	225,000	-	225,000
Open Space	1,663,929	111,000	1,774,929
Parks and Open Space	19,108,086	-	19,108,086
Cash In Lieu	651,701	-	651,701
Subtotal	\$31,729,284	\$ 262,000	\$31,991,284
Enterprise Funds			
Water Fund	\$ 184,322,333	\$ -	\$ 184,322,333
Sewer Fund	23,872,951	-	23,872,951
Environmental Services Fund	6,338,899	-	6,338,899
Storm Water Fund	2,910,255	-	2,910,255
Subtotal	\$ 217,444,438	\$ -	\$ 217,444,438
Total All Funds	\$ 458,972,909	\$ 3,687,000	\$ 462,659,909

2. That there is hereby appropriated for the provision of services and capital projects for the City for the fiscal year beginning January 1, 2022 and ending December 31, 2022 the additional amount of \$3,687,000.
3. That appropriations for individual capital projects in the above mentioned funds for fiscal year 2022 shall not lapse at year end but continue until the project is completed or cancelled.
4. If any portion of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the constitutionality or validity of the remaining portions of this ordinance. City Council hereby declares that it would have passed this ordinance and each part hereof irrespective of the fact that any one part be declared unconstitutional or invalid.
5. 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 or conflict.
6. The repeal or amendment of any provision of the Code by this ordinance shall not release, extinguish, alter, modify, or change in whole or in part any penalty, forfeiture, or liability, either civil or criminal, which shall have been incurred under such provision, and each provision shall be treated and held as still remaining in force for the purpose of sustaining any and all proper actions, suits, proceedings, and prosecutions for the enforcement of the penalty, forfeiture, or liability, as well as for the purpose of sustaining any judgment, decree, or order which can or may be rendered, entered, or made in such actions, suits, proceedings, or prosecutions.
7. This ordinance shall take effect upon final passage.

INTRODUCED, READ, PASSED on first reading, ordered posted in full, and title ordered published by the City Council of the City of Thornton, Colorado, on _____, 2022.

PASSED AND ADOPTED on second and final reading on _____, 2022.

CITY OF THORNTON, COLORADO

Jan Kulmann, Mayor

ATTEST:

Kristen N. Rosenbaum, City Clerk

THIS ORDINANCE IS ON FILE IN THE CITY CLERK'S OFFICE FOR PUBLIC INSPECTION.

APPROVED AS TO LEGAL FORM:

Tami Yellico, City Attorney

PUBLICATION:

Posted at City Hall, Margaret W. Carpenter Recreation Center, Thornton Active Adult Center, and Trail Winds Recreation Center after first and second readings.

Published on the City's official website after first reading on _____, 2022, and after second and final reading on _____, 2022.