

**ORDINANCE NO. 2023-014**

**AN ORDINANCE APPROVING THE SECOND AMENDMENT TO THE 2023 FISCAL YEAR BUDGET BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE 2023 FISCAL YEAR, AND PROVIDING FOR THE EMERGENCY ADOPTION OF THIS ORDINANCE ON FIRST AND FINAL READING**

**WHEREAS**, on September 20, 2022, the Town Council approved Ordinance No. 2022-021 adopting the annual budget and approving the amounts specified therein as expenditures for fiscal year 2023 (the “Fiscal Year 2023 Budget”); and,

**WHEREAS**, on April 4, 2023, the Town Council approved Ordinance No. 2023-008 approving the First Amendment to the Fiscal Year 2023 Budget by making supplemental appropriations for the 2023 fiscal year; and,

**WHEREAS**, Section 9-10 of the Town Charter provides that, if during the fiscal year, the Town Manager certifies that there are available for appropriation revenues in excess of those estimated in the budget, the Town Council may by ordinance make supplemental appropriations for the year up to the amount of such excess; and,

**WHEREAS**, the Town Manager has certified that revenues collected in prior years are available to accommodate the additional authorized expenditures as set forth in the proposed Second Amendment to the Fiscal Year 2023 Budget; and

**WHEREAS**, to ensure that there are sufficient appropriated revenues to allow the Town to award contracts and make expenditures as contemplated by this Second Amendment, the Town Council hereby finds that an emergency exists and, as such, it is necessary for the preservation of the immediate public health and safety for this Ordinance to take effect upon its adoption.

**NOW THEREFORE, IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO:**

**Section 1. Budget Amendment.** The Fiscal Year 2023 Budget is amended to reflect the budgeting and appropriation of aggregate 2023 revenues and expenditures to the respective Town funds as follows:

		<b>2023 Amended Budget</b>	<b>2023 Supplemental Appropriations</b>	<b>2023 Amended Budget</b>
General Fund	Revenues	\$ 76,006,888	\$ 18,950,000	\$ 94,956,888
	Expenditures	81,190,335	19,987,122	101,177,457
	Net Change	\$ (5,183,447)	\$ (1,037,122)	\$ (6,220,569)
Transportation Fund	Revenues	\$ 30,131,491	\$ 9,000,000	\$ 39,131,491
	Expenditures	36,845,316	10,309,435	47,154,751
	Net Change	\$ (6,713,825)	\$ (1,309,435)	\$ (8,023,260)

Police Forfeiture Fund	Revenues	\$ 150	\$ -	\$ 150
	Expenditures	-	21,868	21,868
	Net Change	\$ 150	\$ (21,868)	\$ (21,718)
Parks & Recreation Capital Fund	Revenues	\$ 9,597,151	\$ -	\$ 9,597,151
	Expenditures	11,921,150	4,016,587	15,937,737
	Net Change	\$ (2,323,999)	\$ (4,016,587)	\$ (6,340,586)
Fire Capital Fund	Revenues	\$ 1,544,941	\$ -	\$ 1,544,941
	Expenditures	370,151	253,735	623,886
	Net Change	\$ 1,174,790	\$ (253,735)	\$ 921,055
Transportation Capital Fund	Revenues	\$ 21,534,597	\$ 127,345,674	\$ 148,880,271
	Expenditures	56,665,110	131,165,909	187,831,019
	Net Change	\$ (35,130,513)	\$ (3,820,235)	\$ (38,950,748)
General Long-Term Planning Fund	Revenues	\$ 2,675,916	\$ -	\$ 2,675,916
	Expenditures	4,737,704	50,000	4,787,704
	Net Change	\$ (2,061,788)	\$ (50,000)	\$ (2,111,788)
Water Fund	Revenues	\$ 25,128,392	\$ -	\$ 25,128,392
	Expenditures	42,851,572	4,271,920	47,123,492
	Net Change	\$ (17,723,180)	\$ (4,271,920)	\$ (21,995,100)
Water Resources Fund	Revenues	\$ 30,144,124	\$ -	\$ 30,144,124
	Expenditures	85,917,261	10,980,829	96,898,090
	Net Change	\$ (55,773,137)	\$ (10,980,829)	\$ (66,753,966)
Stormwater Fund	Revenues	\$ 6,177,283	\$ -	\$ 6,177,283
	Expenditures	12,634,345	10,170	12,644,515
	Net Change	\$ (6,457,062)	\$ (10,170)	\$ (6,467,232)
Wastewater Fund	Revenues	\$ 17,271,651	\$ 10,500,000	\$ 27,771,651
	Expenditures	15,382,474	10,570,170	25,952,644
	Net Change	\$ 1,889,177	\$ (70,170)	\$ 1,819,654
Total	Revenues	\$ 220,212,584	\$ 165,795,674	\$ 386,008,258
	Expenditures	348,515,418	191,637,745	540,153,163
	Net Change	\$ (128,302,834)	\$ (25,842,071)	\$ (154,144,905)

**Section 2. Compliance.** The Second Amendment to the Fiscal Year 2023 Budget, as adopted, complies with Article IX of the Town Charter, and the total authorized expenditures and provisions for contingencies do not exceed the total estimated revenues available for appropriation.

**Section 3. Severability.** If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect the remaining provisions of this ordinance.

**Section 4.     Safety Clause.** The Town Council finds and declares that this Ordinance is adopted for the public health, safety and welfare and bears a rational relation to the legislative object sought to be obtained.

**Section 5.     Emergency Clause.** For the reasons stated in the recitals to this Ordinance, it is declared that an emergency exists and it is necessary for the preservation of the immediate public health and safety for this Ordinance to take effect upon its adoption on first and final reading.

**PASSED, APPROVED AND ADOPTED ON FIRST AND FINAL READING** this 20<sup>th</sup> day of June, 2023, by the Town Council of the Town of Castle Rock by a vote of \_\_\_\_ for and \_\_\_\_ against, constituting the extraordinary majority required by Section 2.02.100.E of the Castle Rock Municipal Code.

**ATTEST:**

**TOWN OF CASTLE ROCK**

\_\_\_\_\_  
Lisa Anderson, Town Clerk

\_\_\_\_\_  
Jason Gray, Mayor

**Approved as to form:**

**Approved as to Content:**

\_\_\_\_\_  
Michael J. Hyman, Town Attorney

\_\_\_\_\_  
Trish Muller, CPA, Finance Director