

ORDINANCE NO. 2022-028

AN ORDINANCE APPROVING THE THIRD AMENDMENT TO THE 2022 FISCAL YEAR BUDGET BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE 2022 FISCAL YEAR, AND PROVIDING FOR THE EMERGENCY ADOPTION OF THIS ORDINANCE ON SECOND AND FINAL READING

WHEREAS, on December 7, 2021, the Town Council approved Ordinance No. 2021-024 adopting the annual budget and approving the amounts specified therein as expenditures for fiscal year 2022 (the “Fiscal Year 2022 Budget”); and,

WHEREAS, on May 3, 2022, the Town Council approved Ordinance No. 2022-007 adopting the First Amendment to the Fiscal Year 2022 Budget by making supplemental appropriations for the 2022 fiscal year; and,

WHEREAS, on August 16, 2022, the Town Council approved Ordinance No. 2022-014 adopting the Second Amendment to the Fiscal Year 2022 Budget by making supplemental appropriations for the 2022 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 Third Amendment to the Fiscal Year 2022 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 Third 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 2022 Budget is amended to reflect the budgeting and appropriation of aggregate 2022 revenues and expenditures to the respective Town funds as follows:

		2022 Amended Budget	2022 Supplemental Appropriations	2022 Amended Budget
General Fund	Revenues	\$ 65,930,178	\$ 114,865	\$ 66,045,043
	Expenditures	78,229,164	2,056,259	80,285,423
	Net Change	\$ (12,298,986)	\$ (1,941,394)	\$ (14,240,380)

		2022 Amended Budget	2022 Supplemental Appropriations	2022 Amended Budget
Transportation Fund	Revenues	\$ 34,133,625	\$ -	\$ 34,133,625
	Expenditures	48,122,502	690,000	48,812,502
	Net Change	\$ (13,988,877)	\$ (690,000)	\$ (14,678,877)
Conservation Trust Fund	Revenues	\$ 1,841,046	\$ 3,700,000	\$ 5,541,046
	Expenditures	5,433,624	3,713,945	9,147,569
	Net Change	\$ (3,592,578)	\$ (13,945)	\$ (3,606,523)
Parks & Recreation Capital Fund	Revenues	\$ 6,949,097	\$ 13,875	\$ 6,962,972
	Expenditures	3,706,834	5,364,237	9,071,071
	Net Change	\$ 3,242,263	\$ (5,350,362)	\$ (2,108,099)
Transportation Capital Fund	Revenues	\$ 29,837,306	\$ -	\$ 29,837,306
	Expenditures	50,599,104	35,000	50,634,104
	Net Change	\$ (20,761,798)	\$ (35,000)	\$ (20,796,798)
Stormwater Fund	Revenues	\$ 6,177,283	\$ -	\$ 6,177,283
	Expenditures	12,174,408	770,000	12,994,408
	Net Change	\$ (5,997,125)	\$ (770,000)	\$ (6,767,125)
Golf Course Fund	Revenues	\$ 4,319,414	\$ -	\$ 4,319,414
	Expenditures	4,525,881	114,865	4,640,746
	Net Change	\$ (206,467)	\$ (114,865)	\$ (321,332)
Community Center Fund	Revenues	\$ 8,399,954	\$ -	\$ 8,399,954
	Expenditures	8,825,572	100,000	8,925,572
	Net Change	\$ (425,618)	\$ (100,000)	\$ (525,618)
Total	Revenues	\$ 157,587,903	\$ 3,828,740	\$ 161,416,643
	Expenditures	211,617,089	12,844,306	224,461,395
	Net Change	\$ (54,029,186)	\$ (9,015,566)	\$ (63,044,752)

Section 2. Compliance. The Third Amendment to the 2022 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 second and final reading.

APPROVED ON FIRST READING this 4th day of October, 2022 by a vote of 7 for and 0 against, after publication in compliance with Section 2.02.100.C of the Castle Rock Municipal Code; and

PASSED, APPROVED AND ADOPTED ON SECOND AND FINAL READING this 18th day of October, 2022, 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