

O-2024-4

AN ORDINANCE

AUTHORIZING A SUPPLEMENTAL APPROPRIATION TO THE 2024 ANNUAL BUDGET IN THE AMOUNT OF \$9,329,623 and \$144,000 FROM THE COLORADO DEPARTMENT OF LOCAL AFFAIRS AND AUTHORIZING THE EXPENDITURE OF THESE FUNDS TO PURCHASE, RENOVATE, AND OPERATE A NAVIGATION CENTER TO SERVE THE UNHOUSED

WHEREAS, Article XII, Section 8 of the City Charter allows City Council to make supplemental appropriations by ordinance during the fiscal year for unanticipated expenditures required for the operation of the City of Lakewood ("City") using monies not anticipated in the adopted budget that have become available to the City;

WHEREAS, Chapter 3.04.060 of the Lakewood Municipal Code ("LMC") requires approval by City Council for any unbudgeted City expenditure in excess of the established purchasing threshold which is seventy-five thousand dollars (\$75,000);

WHEREAS, on September 29, 2023, the Colorado Department of Local Affairs ("DOLA") awarded the City a grant in partnership with non-profit RecoveryWorks in the amount of \$9,329,623 and \$144,000 for a total award of \$9,473,623 (the "Grant");

WHEREAS, the City did not anticipate this expenditure when preparing the 2024 City Budget and the unbudgeted City expenditure requires City Council approval pursuant to Chapter 3.04.060 of the LMC;

WHEREAS, the City desires to utilize the Grant to acquire, renovate and operate a navigation center for unhoused people, but due to the timing required to implement this Grant must accept these funds via emergency ordinance rather than regular ordinance;

WHEREAS, RecoveryWorks and the City agreed to cover the required local match of one-hundred percent (100%) of \$144,000 of the Tenant Support Services portion of the Grant.

WHEREAS, no additional funds are being requested for this Grant;

WHEREAS, the City Council hereby finds and determines that approving this supplemental appropriation request, is and shall be in the best interest of the residents of the City;

WHEREAS, approval of this Ordinance on first reading is intended only to confirm that the City Council desires to comply with the Lakewood Municipal Code by setting a public hearing to provide City staff and the public an opportunity to present evidence and testimony regarding the proposal; and

WHEREAS, approval of this Ordinance on first reading does not constitute a representation that the City Council, or any member of the City Council, supports, approves, rejects or denies the proposal.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lakewood, Colorado, that:

SECTION 1. The City Council hereby appropriates and authorizes the expenditure of Nine Million, Three Hundred Twenty-Nine Thousand, Six Hundred Twenty-Three and 00/100 dollars (\$9,329,623) and One Hundred Forty-Four Thousand and 00/100 dollars (\$144,000) provided by DOLA for the acquisition, renovation and operation of a navigation center to serve the unhoused community in the City.

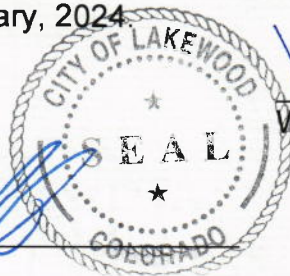
SECTION 2. The City acknowledges that the Grant application requires the City to secure and remit matching funds in the amount of \$144,000.

SECTION 3. The City Council hereby authorizes the Director of Planning to execute a grant agreement with DOLA to complete the project.

SECTION 4. The City Council of the City of Lakewood hereby finds, determines and declares that the timing for acceptance of these grant funds requires an immediate action by the City Council and that acceptance of these funds through the emergency ordinance process is necessary for the preservation of public property, health, welfare, peace or safety for the reasons enumerated in the recitals and body of this ordinance, which are incorporated into this Section by reference. The City Council further determines that the adoption of this ordinance as an emergency ordinance is in the best interest of the citizens of the City of Lakewood.

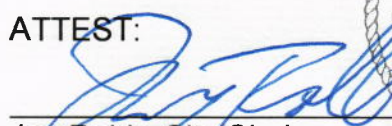
SECTION 5. If any provision of this Ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this Ordinance that can be given effect without the invalid portion, provided that such remaining portions or application of this Ordinance are not determined by the court to be inoperable.

I hereby attest and certify that the within and foregoing ordinance was introduced and read on first reading at a hybrid regular meeting of the Lakewood City Council on the 22nd day of January, 2024; published by title in the Denver Post and in full on the City of Lakewood's website, www.lakewood.org on the 25th day of January 2024; set for public hearing to be held on the 12th day of February, 2024, read, finally passed and adopted by the City Council on the 12th day of February, 2024 and, signed by the Mayor on the 13th day of February, 2024.




Wendi Strom, Mayor

ATTEST:


Jay Robb, City Clerk

Approved as to form:


Alison McKenney Brown, City Attorney