

EXPLANATORY COVER SHEET

COUNCILMAN'S BILL NO. CB-1570

SPONSOR: COUNCIL MEMBER MARTIN

TITLE: A BILL FOR A SPECIAL ORDINANCE AMENDING THE 2006 BUDGET RECOGNIZING REVENUES AND APPROPRIATING EXPENDITURES BY SUPPLEMENTAL APPROPRIATION, FOR THE PAYMENT OF THE COSTS AND EXPENSES OF THE MUNICIPAL GOVERNMENT, AGENCIES AND OFFICES OF THE CITY OF NORTHGLENN, COLORADO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2006

PURPOSE: AMEND 2006 BUDGET TO INCREASE APPROPRIATIONS IN THE GENERAL FUND IN THE AMOUNT OF \$375,398 REQUIRED TO FUND THE SECOND INSTALLMENT LAND CONTRACT PAYMENT FOR THE 5.4 ACRE PARCEL OF LAND LOCATED AT THE NORTHWEST CORNER OF E. 112TH AVENUE AND YORK STREET

ADDITIONAL EXPLANATORY REMARKS:

THE CITY ENTERED INTO A LAND CONTRACT AGREEMENT TO PURCHASE THE PARCEL IN THREE INSTALLMENT PAYMENTS. IN ANTICIPATION OF THE PARCEL'S INCLUSION IN THE NORTHGLENN URBAN RENEWAL AUTHORITY BOUNDARIES, THE 2006 INSTALLMENT PAYMENT WAS NOT INCLUDED IN THE GENERAL FUND BUDGET. RATHER, IT WAS INCLUDED IN NURA'S BUDGET. HOWEVER, SINCE THIS PROPERTY WAS NOT ADDED TO NURA'S BOUNDARIES, NURA IS UNABLE TO MAKE THIS PAYMENT.

SPONSORED BY: COUNCIL MEMBER MARTIN

COUNCILMAN'S BILL

ORDINANCE NO.

No. CB-1570
Series of 2006

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A BILL FOR A SPECIAL ORDINANCE AMENDING THE 2006 BUDGET RECOGNIZING REVENUES AND APPROPRIATING EXPENDITURES BY SUPPLEMENTAL APPROPRIATION, FOR THE PAYMENT OF THE COSTS AND EXPENSES OF THE MUNICIPAL GOVERNMENT, AGENCIES AND OFFICES OF THE CITY OF NORTHGLENN, COLORADO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2006.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT THE 2006 BUDGET SHALL BE AMENDED AS FOLLOWS:

Section 1. Supplemental appropriations, transfer of appropriations and recognition of revenues.

- (a) **General Fund. Amend the 2006 General Fund budget to increase appropriations in the amount of \$375,398 as follows:**

\$375,398 for the purpose of payment of the 2006 installment land contract payment for purchase of the property located at the northwest corner of 112th Avenue and York

Recognize a decrease in the final 2006 General Fund unrestricted fund balance of \$375,398 represented by the above supplemental appropriation.

Section 2. The City Council of the City of Northglenn, Colorado, hereby finds and declares that in making appropriations provided by this ordinance:

- (a) No appropriation for debt service has been reduced or transferred.
- (b) No appropriation has been reduced below any amount required by law to be appropriated.
- (c) No appropriation has been reduced by more than the unencumbered balance thereof.
- (d) In the case of each transfer of all or part of any unencumbered appropriation, such transfer has been requested and approved by the City Manager.
- (e) In the case of each reduction of an appropriation, the City Manager has rendered his report and recommendations thereon and has requested and approved such reduction.

- (f) In the case of the supplemental appropriation, the City Manager has certified that there are funds available for appropriation.

Section 3. This Ordinance and each part, provision and section thereof, shall take effect on _____ of June, 2006.

INTRODUCED, READ AND ORDERED POSTED THIS _____ DAY OF _____, 2006.

KATHLEEN M. NOVAK
Mayor

ATTEST:

DIANA L. LENTZ, CMC
City Clerk

PASSED ON SECOND AND FINAL READING THIS _____ DAY OF _____, 2006.

KATHLEEN M. NOVAK
Mayor

ATTEST:

DIANA L. LENTZ, CMC,
City Clerk

APPROVED AS TO FORM:

City Attorney

To: The Mayor and City Council Members

Through: Leslie Cullen, Interim City Manager

From: Brent Worthington, Finance Director
Jerry Starling, Special Projects

Date: May 30, 2006

Re: Appropriation of funds in the General Fund to pay the 2006 installment contract payment for the property at NW Corner of 112th and York

Recommended Action

Recommend approving the attached ordinance amending the 2006 budget to increase total appropriations in the General Fund by \$375,398 to pay the second installment payment for the purchase of the 5.4 acre parcel of land located at the Northwest Corner of E. 112th Avenue and York Street.

Background and Other Information

On January 27, 2005, City Council approved an Installment Land Contract to acquire the subject 5.4 acre parcel of vacant land by Resolution No. 05-06.

The Regional Transit District (RTD) FasTracks plan, which was approved by voters within the RTD District in November 2004, includes plans for a transit station on the property. The FasTracks plan includes local government participation of 2.5% of the corridor cost which may consist of right-of-way/property acquisition, permit fee waivers, cash contributions, and/or other in-kind contributions. Drainage improvements funded by the Urban Drainage and Flood Control District can also be credited towards the local government contribution. Several inquiries had been made by developers/speculators about acquiring all or parts of this parcel. If this were accomplished, it could have had significant negative impact on locating a transit station at this location. Additionally, the City of Thornton expressed an interest in acquiring this parcel, detaching it from Northglenn and annexing it to the City of Thornton.

In anticipation of the subject property being added to the boundaries of the Northglenn Urban Renewal Authority (NURA) prior to July 1, 2006, NURA's 2006 budget contains an appropriation specifically for this installment payment. However, since this property has not been added to NURA's boundaries, NURA's attorney has rendered an opinion that NURA funds cannot be used to make the July 15, 2006 installment payment in the amount of \$375,398. The City's 2006 budget did not appropriate funds for this payment in anticipation that NURA would be making this payment.

In accordance with the terms of the Installment Land Contract, the City paid \$50,000 in 2005. This initial payment will be forfeited if the 2006 payment of \$375,398 is not paid by the July 15, 2006 due date. The third and final payment of \$394,168 is due by July 15, 2007.