

**TOWN OF JOHNSTOWN, COLORADO
ORDINANCE NO. 2023-256**

**AN ORDINANCE AMENDING CHAPTER 4 OF THE JOHNSTOWN
MUNICIPAL CODE CONCERNING TOWN REVENUE AND FINANCES**

WHEREAS, the Town of Johnstown, Colorado (“Town”) is a Colorado home rule municipality, duly organized and existing under the laws of the State of Colorado and the Town’s Home Rule Charter; and

WHEREAS, the Town Council is vested with authority to administer the affairs of the Town; and

WHEREAS, Chapter 4 of the Johnstown Municipal Code contains regulations addressing Town revenue and finances; and

WHEREAS, based upon the recommendation of the Town Manager and Town Finance Director, Town Council desires to amend Chapter 4 with the provisions set forth in Section 1 below; and

WHEREAS, Town Council hereby finds, determines, and declares that this Ordinance is promulgated under the general police power of the Town, that it is promulgated for the preservation of the public health, welfare, peace, safety, and property, that this Ordinance is necessary for the protection of public convenience and welfare and that this Ordinance is in the best interests of the citizens of the Town.

**BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF
JOHNSTOWN, COLORADO, THAT:**

Section 1. Chapter 4. Chapter 4 of the Johnstown Municipal Code is hereby amended with the following:

CHAPTER 4 REVENUE AND FINANCES

ARTICLE III – General Fund, Special Funds, and Enterprise Funds

Sec. 4-43. Article III of Chapter 4 of the Johnstown Municipal Code shall be amended to renumber Section 4-43 to Section 4-44.

Sec. 4-43. Arts and Culture Fund created.

- (1) There is hereby created a special fund, to be known as the Arts and Culture Fund.
- (2) There shall be transferred into the Arts and Cultural Facilities Fund, 40% of the revenues collected from the Library and Cultural Facilities Development Fee.
- (3) Except as otherwise restricted, funds shall be expended for cultural purposes including acquiring, exhibiting, and maintaining public art; art exhibitions; arts education; history

and cultural heritage; design, architecture, and landscape; cultural events, projects, and programs.

Section 2. Revisions. Minor changes such as the format and other changes to unify the revised Code may be necessary. The Town Clerk is hereby authorized to make such changes, provided that neither the intent nor substantive content will be altered by such changes.

Section 3. Repeal. Existing or parts of ordinances covering the same matters as embraced in this Ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Ordinance.

Section 4. Publication; Effective Date; Recording. This Ordinance, after its passage on final reading, shall be numbered, recorded, published, and posted as required by the Town Charter and the adoption, posting and publication shall be authenticated by the signature of the Mayor and the Town Clerk and by the Certificate of Publication. This Ordinance shall become effective on December 15, 2023, subsequent to final passage as provided by the Home Rule Charter of the Town of Johnstown, Colorado. Copies of the entire Ordinance are available at the office of the Town Clerk.

INTRODUCED, AND APPROVED on first reading by the Town Council of the Town of Johnstown, Colorado, this ____ day of _____, 2023.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Hannah Hill, Town Clerk

By: _____
Troy D. Mellon, Mayor

PASSED UPON FINAL APPROVAL AND ADOPTED on second reading by the Town Council of the Town of Johnstown, Colorado, this ____ day of _____, 2023.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Hannah Hill, Town Clerk

By: _____
Troy D. Mellon, Mayor