



To: Mayor and Council

From: Jay Brunvand

Date: December 6, 2023

Agenda Item: Ordinance 20 – Series 2023

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**REQUEST:**

Council is asked to approve Ordinance 20 – Series 2023 (Second Reading).

**INTRODUCTION:**

This is an annual Ordinance to account for various increases in revenues and expenditures which are anticipated to exceed their original budget. Each change in Exhibit “A” is listed in fund order showing the increased amount and the revised total budgeted amount.

**ANALYSIS:**

This Ordinance takes into account only those items which are anticipated to exceed their original line item budget. Revenues which exceed their original budget indicates additional revenue. In order to properly recognize and utilize this surplus, we must include it in the budget. In order to properly account for and access supplemental spending in expenses which exceed their budgeted line those line items must be increased. This supplemental appropriation only increases revenue and expenses, it does not un-appropriate funds which will not exceed. This means the Ordinance and action requested only addresses excess revenue and expense, it does not address items that will be under budget. This may give a false view that we are overspending the budget when in fact we do have the funds on hand and in many cases the expense was appropriated by prior council action.

**COMMUNITY INPUT:**

As an Ordinance this will require a public hearing.

**BUDGET / STAFF IMPACT:**

This Ordinance is formal documentation of additional income received and expenses made throughout the FY2023. The impact to the budget is very real and very necessary to include as an update to the originally approved FY2023 budget in order to be in compliance with and prepared for our annual audit.

**STRATEGIC PLAN ALIGNMENT:**

In accordance with Strategy #1 Practice fair, transparent, and communicative local government.

**RECOMMENDED ACTION OR PROPOSED MOTION:**

Motion to approve Ordinance 20 – Series 2023 (Second Reading) An ordinance amending the 2023 budget as set forth in the following exhibit “A”, to appropriate additional general fund revenues in the amount of \$309,472.00, and appropriating additional general fund expenditures in the amount of \$224,101.00, and appropriating additional enterprise fund revenues in the amount of \$356,000.00, and appropriating additional enterprise fund expenditures in the amount of \$361,701.00, and appropriating additional conservation trust fund revenues in the amount of \$5,400.00, and appropriating additional market fund revenues in the amount of \$4,000.00, and appropriating additional market fund expenses in the amount of \$19,300.00, and appropriating additional capital fund revenues in the amount of \$7,500.00, and appropriating additional scholarship fund expenses in the amount of \$1,400.00, and appropriating additional battle mountain fund revenues in the amount of \$4,500.00,

**ATTACHMENTS:**

- Ordinance 20 – Series 2023

**TOWN OF MINTURN, COLORADO  
ORDINANCE NO. 20 – SERIES 2023**

AN ORDINANCE AMENDING THE 2023 BUDGET AS SET FORTH IN THE FOLLOWING EXHIBIT “A”, TO APPROPRIATE ADDITIONAL GENERAL FUND REVENUES IN THE AMOUNT OF ~~\$280,372~~ 309,472.00, AND APPROPRIATING ADDITIONAL GENERAL FUND EXPENDITURES IN THE AMOUNT OF ~~\$157,376~~ 224,101.00, AND APPROPRIATING ADDITIONAL ENTERPRISE FUND REVENUES IN THE AMOUNT OF ~~\$343,000~~ 356,000.00, AND APPROPRIATING ADDITIONAL ENTERPRISE FUND EXPENDITURES IN THE AMOUNT OF ~~\$218,701~~ 361,701.00, AND APPROPRIATING ADDITIONAL CONSERVATION TRUST FUND REVENUES IN THE AMOUNT OF ~~\$400~~ 5,400.00, AND APPROPRIATING ADDITIONAL MARKET FUND REVENUES IN THE AMOUNT OF \$4,000.00, AND APPROPRIATING ADDITIONAL MARKET FUND EXPENSES IN THE AMOUNT OF \$19,300.00, AND APPROPRIATING ADDITIONAL CAPITAL FUND REVENUES IN THE AMOUNT OF \$7,500.00, AND APPROPRIATING ADDITIONAL SCHOLARSHIP FUND EXPENSE IN THE AMOUNT OF \$1,400.00, AND APPROPRIATING ADDITIONAL BATTLE MOUNTAIN FUND REVENUES IN THE AMOUNT OF ~~\$2,500~~ 4,500.00,

**WHEREAS**, in accordance with Section 8.8 of the Minturn Home Rule Charter the Council may make additional appropriations by ordinance during the fiscal year, and;

**WHEREAS**, Jay Brunvand, Treasurer, has verified that additional funds are available for appropriations in each fund from actual and anticipated revenues of the current year and prior year cash reserves, and;

**WHEREAS**, the Town Council is advised that certain revenues, expenditures and transfers must be approved by ordinance.

**NOW, THEREFORE, THE TOWN OF MINTURN, COLORADO ORDAINS:**

Section 1.

Upon the Town Manager’s verification that there are current year revenues available for appropriation in the General Fund, Enterprise Fund, Conservation Trust Fund, Special Revenue Fund, Marketing Fund, Capital Fund, Scholarship Fund, and Battle Mountain Resort Fund and un-appropriated prior year cash balance available in one or more of those funds, the Town Council hereby makes supplemental appropriations as specified in attached Exhibit “A”.

Section 2.

The Town Council hereby authorizes and directs the Town Manager to enter into such contracts and execute such documents on behalf of the Town as may be necessary and customary to expend the funds hereby appropriated for all operations and capital projects within the budget as hereby amended in accordance with the requirements of the Home Rule Charter and the Town’s Financial Policies.

Section 3.

The adoption of this Ordinance will promote the health, safety and general welfare of the Minturn community.

Section 4.

If any provision of this Ordinance or portion thereof is held by a court of competent jurisdiction to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect any other provision which can be given effect without the invalid portion.

**INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 15<sup>th</sup> DAY OF NOVEMBER, 2023. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 6<sup>th</sup> DAY OF DECEMBER, 2023 AT 5:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.**

**TOWN OF MINTURN, COLORADO**

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**Earle Bidez, Mayor**

**ATTEST:**

By: \_\_\_\_\_  
**Jay Brunvand, Town Clerk**

**THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 6<sup>th</sup> DAY OF DECEMBER, 2023.**

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**Earle Bidez, Mayor**

**ATTEST:**

By: \_\_\_\_\_  
**Jay Brunvand, Town Clerk**

**ORDINANCE 20 – SERIES 2023**  
**EXHIBIT “A”**

GENERAL FUND:		Addition	Revised Budget
Additional Revenue	\$ <del>280,372</del> 309,472.00		
<del>Town Hall Rent</del>	<del>01-00-4511</del>	<del>500</del>	<del>2,000</del>
Building Permits	01-00-4210	100,000	150,000
Liquor License Fees	01-00-4230	2,000	3,500
Business License Fee	01-00-4240	4,000	26,500
Fran Fee-PSCO	01-00-4260	10,000	50,000
Muni Traffic Fines	01-00-4430	20,000	35,000
ERFPD Impact Fee	01-00-4512	3,372	3,372
Snow Dump	01-00-4519	1,000	9,500
<del>Land Lease-Mtn Mgmt</del>	<del>01-00-4520</del>	<del>3,600</del>	<del>18,000</del>
Inv Earned	01-00-4540	<del>140,000</del> 165,000	<del>175,000</del> 200,000
Additional Expense	\$ <del>157,376</del> 224,101.00		
Eng Services	01-01-5221	<del>75,000</del> 100,000	<del>50,000</del> 175,000
<del>Dues and Fees</del>	<del>01-01-5235</del>	<del>5,000</del>	<del>50,000</del>
ERFPD Impact Fees	01-01-5240	3,229	3,229
Workers Comp	01-01-5300	1,086	11,086
Town Liab Ins	01-01-5310	2,561	35,061
Building Inspections	01-02-5214	10,000	48,000
Events-Emp'ee Ins	01-05-5091	<del>8,000</del> 8,325	<del>20,000</del> 20,325
Public Building R/M	01-06-5290	<del>22,500</del> 24,000	<del>37,500</del> 39,000
<del>Supplies</del>	<del>01-06-5140</del>	<del>500</del>	<del>5,500</del>
<del>Telephone</del>	<del>01-06-5200</del>	<del>900</del>	<del>3,500</del>
<del>Vehicle R&amp;M</del>	<del>01-06-5231</del>	<del>500</del>	<del>6,500</del>
<del>Public Buildings</del>	<del>01-06-5290</del>	<del>24,000</del>	<del>39,000</del>
Street/Sidewalk Maint	01-06-5352	<del>16,000</del> 25,000	<del>56,000</del> 65,000
Snow Removal Contract	01-06-5353	19,000	<del>26,500</del> 46,500
ENTERPRISE FUND:			
Additional Revenue	\$ <del>343,000</del> 356,000.00		
Misc Rev	02-00-4275	3,000	22,000
System Imp Fee	02-00-4322	20,000	62,500
<del>Garbage Fee</del>	<del>02-00-4330</del>	<del>13,000</del>	<del>135,000</del>
Tank Loan	02-00-4575	320,000	320,000
Additional Expense	\$ <del>218,701</del> 361,701.00		
Water Meter Install	02-06-5160	<del>32,000</del> 75,000	<del>32,000</del> 75,000
Plant R&M	02-06-5293	<del>60,000</del> 75,000	<del>100,000</del> 115,000
H2O Water Rights	02-06-5352	5,876	145,876
<del>Garbage Collection</del>	<del>02-06-5353</del>	<del>20,000</del>	<del>135,000</del>
Mosquito Control	02-07-6001	825	5,425
Water Plant CIP	02-09-8002	20,000	105,000
Water Tank CIP	02-09-8003	<del>100,000</del> 165,000	<del>100,000</del> 165,000
CONSERVATION TRUST FUND:			
Additional Revenue	\$ <del>400</del> 5,400.00		
<del>CTF Revenue</del>	<del>03-00-4010</del>	<del>5,000</del>	<del>15,000</del>
Inv Earn	03-00-4540	400	800
Additional Expense	\$ 0.00		
SPECIAL REVENUE FUND:			
Additional Revenue	\$ 0.00		
Additional Expense	\$ 0.00		

MARKET FUND:

Additional Revenue	\$ 4,000.00		
Sponsorship	05-00-4592	4,000	10,000
Additional Expense	\$19,300.00		
Supplies-General	05-01-5100	14,000	21,000
Supplies-Promotional	05-01-5105	5,100	20,100
Supplies-Contract Labor	05-01-5110	200	15,200

CAPITAL FUND:

Additional Revenue	\$ 7,500.00		
Investment Earned	06-00-4540	7,500	12,000
Additional Expense	\$ 0.00		

GID FUND:

Additional Revenue	\$ 0.00		
Additional Expense	\$ 0 .00		

SCHOLARSHIP FUND:

Additional Revenue	\$ 0.00		
Additional Expense	\$ 1,400.00		
Scholarship Awards		1,400	8,000

BATTLE MOUNTAIN RESORT FUND:

Additional Revenue	\$ <del>2,500</del> <u>4,500</u> .00		
Interest Earned	09-00-4540	<del>2,500</del> <u>4,500</u>	<del>4,500</del> <u>7,000</u>
Additional Expense	\$ 0.00		