O-2020-24

AN ORDINANCE

AUTHORIZING A SUPPLEMENTAL APPROPRIATION TO THE 2020 CITY OF LAKewood ANNUAL BUDGET IN THE AMOUNT OF $366,486 AND AUTHORIZING THE EXPENDITURE OF GRANT FUNDS FROM THE COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO ASSIST THE CITY OF LAKewood IN PILOTING A LAW ENFORCEMENT ASSISTED DIVERSION PROGRAM THROUGH THE LAKewood POLICE DEPARTMENT IN PARTNERSHIP WITH JEFFERSON COUNTY PUBLIC HEALTH AND THE COMMUNITY CONNECTIONS CENTER

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

WHEREAS, on July 16, 2020, the Colorado Department of Public Health and Environment approved the City’s grant contract in the amount of $366,486;

WHEREAS, on March 20, 2020, the City of Lakewood, in partnership with Jefferson County Public Health and Intervention, submitted a grant funding request to the Colorado Department of Public Health for a Lakewood Police Pre-Arrest Diversion Pilot Program intended to reduce crime and disorder and reduce drug user’s involvement in the criminal justice system;

WHEREAS, no additional money is being requested for this grant;

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. In accordance with Section 12.8 of the Lakewood Home Rule Charter, there is hereby appropriated in the Grant Fund $366,486 for the purpose of fully funding the City of Lakewood Law Enforcement Assisted Diversion Program.

SECTION 2. In accordance with Lakewood Municipal Code section 3.04.090, the City Council hereby approves the unbudgeted expenditure of not more than $366,486 for all purchases and programs related to the City of Lakewood Law Enforcement Assisted Diversion Program, subject to the applicable provisions of Lakewood Municipal Code Chapter 3.04.
SECTION 3. This Ordinance shall take effect thirty (30) days after final publication.

SECTION 4. 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 virtual regular meeting of the Lakewood City Council on the 24th day of August, 2020; published by title in the Denver Post and in full on the City of Lakewood’s website, www.lakewood.org, on the 27th day of August, 2020; set for public hearing to be held on the 28th day of September, 2020; read, finally passed and adopted by the City Council on the 28th day of September, 2020; and signed by the Mayor on the 29th day of September, 2020.

ATTEST:

Ben Goldstein, Interim City Clerk

APPROVED AS TO FORM:

Timothy P. Cox, City Attorney

Adam Paul, Mayor