

**ORDINANCE NO. 28****Series 2010**

November 16, 2010: Introduced as Council Bill 27, Series 2010 by Councilor Griffin, seconded by Mayor Pro Tem Stewart, and considered in full text on first reading. Passed by a vote of 5 yes and 0 no.

December 14, 2010: Considered in full text on second reading. Passed by a vote of 6 yes and 0 no.

**A BILL FOR AN ORDINANCE OF  
THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO  
AUTHORIZING APPROPRIATIONS FOR FISCAL YEAR 2011 AND CREATING A  
CAPITAL FUND**

**WHEREAS**, the City of Cherry Hills Village has prepared and approved a Budget for fiscal year 2011 and the City is authorized and required to make appropriations by ordinance for each fiscal year pursuant to Article IX of the Charter of Cherry Hills Village, and

**WHEREAS**, the City is required by Article IX Section 9.9 of the Charter to create a special fund by ordinance to account for monies to be held or used for special purposes; and

**WHEREAS**, the City will account for the transactions pertaining to the Capital Fund separately from the General Fund;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, ORDAINS:**

Section 1. From the monies obtained from taxation and from all other sources of revenue of the City of Cherry Hills Village, Colorado, during the year beginning January 1, 2011, and ending December 31, 2011, there is hereby appropriated the following sums for the following funds, to-wit:

|   |                     |
|---|---------------------|
| General Fund                              | 5,383,762           |
| Capital Fund                              | 1,130,297           |
| Land Donation Fund                        | 620                 |
| Conservation Trust Fund                   | 35,000              |
|   | 160,579             |
| <i>Special Improvement District No. 7</i> |                     |
| Water & Sewer Enterprise Fund             | 319,967             |
| Arapahoe County Open Space Fund           | 100,000             |
| Parks and Recreation Fund                 | 1,633,245           |
| <b>TOTAL</b>                              | <b>\$ 8,763,470</b> |

Section 2. That a fund is created for the purpose of accounting for capital expenditures and shall be called the Capital Fund.

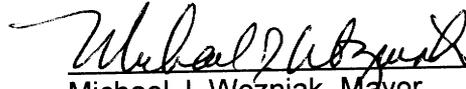
Section 3. The City Council may, by resolution, transfer any unexpended balance in any of the above mentioned funds to any other fund mentioned or to reserves.

Section 4. The City Council, pursuant to Article XX of the Colorado Constitution, deems that this ordinance supersedes the provisions of C.R.S. 29-1-301, and that said statute is inapplicable to the matters addressed by this ordinance.

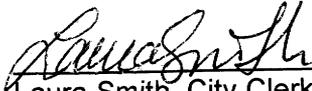
Section 5. Should any section, clause, sentence or part of this Ordinance be adjudged by any court to be unconstitutional or invalid, the same shall not affect, impair or invalidate the ordinance as a whole or any part thereof other than the part so declared to be invalid, except to the extent that such invalidation defeats the purpose and intent of the City Council in adopting this ordinance.

Adopted as Ordinance No. 28, Series 2010, by the City Council of the City of Cherry Hills Village, Colorado this 14th day of December, 2010.

ABF554

  
Michael J. Wozniak, Mayor

ATTEST:

  
Laura Smith, City Clerk

APPROVED AS TO FORM:

  
Kenneth S. Fellman, City Attorney

Published in the Villager  
Published 12-23-10  
Legal # 1084

**CITY OF CHERRY HILLS VILLAGE  
ADOPTION OF ORDINANCE  
ORDINANCE 28, SERIES 2010**

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CITY COUNCIL OF THE CITY OF  
CHERRY HILLS VILLAGE, COLORADO  
AUTHORIZING APPROPRIATIONS FOR  
FISCAL YEAR 2011 AND CREATING A  
CAPITAL FUND

Copies of the Ordinances are on file at the  
office of the City Clerk and may be in-  
spected during regular business hours.

Published in The Villager  
Published: December 23, 2010  
Legal # 1084