

ORDINANCE NO. 13-77

THE ANNUAL APPROPRIATION ORDINANCE ADOPTING THE ANNUAL BUDGET AND APPROPRIATING MONIES FOR THE SEVERAL PURPOSES NAMED IN SAID BUDGET FOR THE YEAR ENDING DECEMBER 31, 2014

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. The Mayor prepared and presented to this City Council on October 7, 2013, the annual budget for the year ending December 31, 2014, attached hereto as Exhibit A, which details the aggregate sum of revenue and expenditures allowed to each department and fund ("the 2014 Budget"). For the purpose of implementing the annual budget the term "Department" is defined in the General Fund as those specified in City Charter §4-40 and reiterated below:

- a. City Council
- b. Mayor, to include: Communications, Economic Vitality and Housing Services; Human Resources and Risk Management; Information Technology; and Office of Emergency Management
- c. City Attorney
- d. City Auditor
- e. City Clerk
- f. Finance, to include General Costs
- g. Fire
- h. Municipal Court
- i. Parks, Recreation and Cultural Services, to include: Cultural Services; Forestry; Park Operations and Development; and Recreation and Administration
- j. Planning and Development, to include Land Use Review and Real Estate Services
- k. Police
- l. Public Works, to include: City Engineering; Fleet Management; Streets; Traffic Engineering; and Transit

Each fund other than the General Fund is defined as its own Department.

Section 2. Pursuant to City Charter, the City Council hereby adopts the 2014 Budget with the changes noted below and upon the basis of said budget, the several sums of money hereinafter specified are hereby appropriated out of the revenue of the City of Colorado Springs for the year 2014 and out of the respective fund balances to the several purposes herein named to meet the expenses of the City of Colorado Springs for the year 2014.

Line Item	2014 Revenue	Draw from (Add to) Fund Balance	2014 Expenditure
General Fund Budget as presented on October 7, 2013	\$245,932,287	\$630,000	\$246,562,287
1. Increase City Auditor expected revenue	\$43,200		
2. Decrease in Ambulance contract revenue and expenditures	(\$216,662)		(\$216,662)
3. Increase in Fleet Fuel revenue and expenditures	\$3,172,231		\$3,248,092
4. Decrease in property tax estimate	(\$1,400,000)		
5. Decrease contribution to City-Funded CIP			(\$1,432,661)
6. Increase in Park water funding		\$565,000	\$1,130,000
7. Decrease in Police hiring and vehicle purchases			(\$565,000)

8.	Decrease City Auditor's purchases of computers			(\$6,498)
9.	Increase Information Technology' s purchases of computers for City Auditor			\$6,498
10.	Decease General Costs for dues and memberships			(\$41,726)
11.	Increase Police hiring and vehicle purchases			\$41,726
12.	Eliminate hiring of OEM deputy director			(\$123,183)
13.	Increase Police hiring and vehicle purchases			\$123,183
14.	Decrease Street purchases of computers			(\$20,000)
15.	Increase IT purchases of computers for Streets			\$20,000
	General Fund inclusive of all changes above	\$247,531,056	\$1,195,000	\$248,726,056

Line Item	2014 Revenue	Draw from (Add to) Fund Balance	2014 Expenditure
City- funded CIP as presented on October 7, 2013	\$12,440,133	\$0	\$12,440,133
16. Reduce transfer from General Fund to General Fund CIP Fund	(\$1,432,661)		
17. Eliminate street pavement of Economic Opportunity Zones and priority corridors Capital Improvement Programs (CIP)			(\$1,450,000)
18. Increase street pavement of Academy Blvd			\$17,339
19. Eliminate LED replacement CIP			(\$1,000,000)
20. Add 19th and Dale Detention Pond Modifications CIP			\$325,000
21. Add Stormwater design of high priority projects CIP			\$675,000
City-Funded CIP inclusive of all changes above	\$11,007,472	\$0	\$11,007,472

Line Item	2014 Revenue	Draw from (Add to) Fund Balance	2014 Expenditure
Conservation Trust Fund as presented on October 7, 2013	\$4,662,000	(\$491,012)	\$4,170,988
22. Increase for Park Rangers at Garden of the Gods		\$140,000	\$140,000
23. Increase safety Patrol for Helen Hunt Falls		\$10,000	\$10,000
Conservation Trust Fund inclusive of all changes above	\$4,662,000	(\$341,012)	\$4,320,988

Line Item	2014 Revenue	Draw from (Add to) Fund Balance	2014 Expenditure
LART (City Council Column) as presented on October 7, 2013	\$4,000,000	(\$196,688)	\$3,803,312
To convert back to LART/Council recommendation			
24. General Reserve (Possible Airline Revenue Guaranty)		\$300,000	\$300,000
25. Garden of the Gods Park Safety Patrol		(\$140,000)	(\$140,000)
26. Helen Hunt Falls Park Safety Patrol		(\$10,000)	(\$10,000)
27. Withhold funds from CVB		(\$1,333,333)	(\$1,333,333)
28. Withhold from RBA		(\$35,000)	(\$35,000)
LART inclusive of all changes above	\$4,000,000	(\$1,415,021)	\$2,584,979

Line Item	2014 Revenue	Draw from (Add to) Fund Balance	2014 Expenditure
Norwood SIMD as presented on October 7, 2013	\$679,436	\$220,469	\$899,905
29. Increase Services expenditures		\$25,000	\$25,000
30. Increase Fencing expenditures		\$25,000	\$25,000
Norwood SIMD inclusive of all changes above	\$679,436	\$270,469	\$949,905

Line Item	2014 Revenue	Draw from (Add to) Fund Balance	2014 Expenditure
Memorial Health System Enterprise as presented on October 7, 2013	\$5,792,112	\$27,000,000	\$32,792,112
31. Eliminate Draw from Fund Balance		(\$27,000,000)	
32. Eliminate NWC/Transfer to Health Foundation		(\$3,651,462)	(\$30,651,462)
Memorial Health System Enterprise inclusive of all changes above	\$5,792,112	(\$3,651,462)	\$2,140,650

Other Funds

Line Item	2014 Revenue	Draw from (Add to) Fund Balance	2014 Expenditure
<u>Special Revenue Funds</u>			
33. Arterial Roadway	\$250,000	\$0	\$250,000
34. Ballfield CIP	\$100,000	\$0	\$100,000
35. Banning Lewis Ranch	\$231,000	(\$224,375)	\$6,625
36. Bicycle Tax	\$95,000	\$0	\$95,000
37. Briargate SIMD	\$838,102	\$138,550	\$976,652
38. Cable Franchise	\$998,000	\$0	\$998,000
39. CDBG	\$2,319,038	\$0	\$2,319,038
40. Colo Ave. Gateway SIMD	\$3,011	\$5,109	\$8,120
41. Emergency Shelter Act Grant	\$169,494	\$0	\$169,494
42. Gift Trust	\$1,900,000	\$0	\$1,900,000
43. Home Investment Partnership	\$1,334,351	\$0	\$1,334,351
44. HOPE III	\$94,863	\$0	\$94,863
45. Old Colorado City SIMD	\$103,362	\$29,184	\$132,546
46. Platte Avenue SIMD	\$9,205	\$30,895	\$40,100
47. Public Safety Sales Tax	\$28,601,784	\$2,180,707	\$30,782,491
48. Public Space & Development	\$800,000	(\$800,000)	\$0
49. Stetson Hills SIMD	\$285,240	\$44,278	\$329,518
50. Street Tree	\$2,000	\$10,000	\$12,000
51. Subdivision Drainage	\$2,000,000	\$0	\$2,000,000
52. Therapeutic Recreation	\$300	(\$300)	\$0
53. Trails, Open Space and Parks	\$7,230,000	(\$2,623,340)	\$4,606,660
54. Woodstone SIMD	\$18,837	\$30,763	\$49,600

<u>Enterprise Funds</u>				
55.	Airport	\$18,321,602	(\$49,953)	\$18,271,649
56.	Cemeteries	\$1,273,715	\$36,920	\$1,310,635
57.	Development Review	\$1,611,102	(\$6,279)	\$1,604,823
58.	Parking System	\$4,649,278	(\$1,339,001)	\$3,310,277
59.	Patty Jewett Golf Course	\$2,075,118	(\$16,602)	\$2,058,516
60.	Pikes Peak - America's Mtn	\$3,695,314	\$700,000	\$4,395,314
61.	Valley Hi Golf Course	\$1,153,596	\$119,875	\$1,273,471
<u>Internal Services Funds</u>				
62.	Claims Reserve Self-Insurance	\$1,000,000	\$0	\$1,000,000
63.	Employee Ben Self-Insurance	\$32,480,995	\$0	\$32,480,995
64.	Office Services	\$1,758,297	\$0	\$1,758,297
65.	Radio	\$1,884,275	\$0	\$1,884,275
66.	Support Services/Fleet	\$0	\$500,000	\$500,000
67.	Workers' Compensation	\$8,000,000	\$0	\$8,000,000
<u>Permanent Funds</u>				
68.	C. D. Smith Trust	\$75,000	\$0	\$75,000
69.	Cemetery Endowment	\$250,000	\$0	\$250,000
70.	Trails, Open Space & Prk Mnt.	\$11,500	\$0	\$11,500
<u>Grant Funds</u>				
71.	Grants	\$30,000,000	\$0	\$30,000,000
72.	Airport Grants	\$16,000,000	\$0	\$16,000,000

Section 3: With regard to the changes to the 2014 Budget noted in Section 2 above, the City Council hereby finds in its legislative capacity that the following changes are line item "major legislative budgetary determinations", defined as regulation of activity within a program whose appropriations may not be transferred for another purpose.

A. City Council determines that it is necessary to protect the public health, safety and welfare, and to promote and enhance the economic vitality of the City, to ensure that the City's Garden of the Gods Park is protected and given the optimum opportunity to grow and thrive. Garden of the Gods is the number one tourist attraction in the City and the second most visited park in the country. City Council thereby increased Conversation Trust Fund's Salaries/Benefits/Pensions funds to be used to hire two additional Park Rangers.

B. City Council determines that it is necessary to protect the public health, safety and welfare, and to promote and enhance the economic vitality of the City, to ensure that the City's parkland turfed assets are protected and given the optimum opportunity to grow and thrive. Healthy turf grasses are not only aesthetically pleasing, but are also important to preserving the natural environment and provide filtration for stormwater. City Council thereby increased Parks, Recreation and Cultural Services Operating funds to water city parks at an amount not less than calendar year 2013.

Section 4. Based on the budget so adopted, this City Council by separate ordinance has estimated and declared the amount of money necessary to be raised by tax levy, taking into account the amounts available from other sources to meet the expenses of the City for the year 2013.

Section 5. Based on the budget so adopted, this City Council by separate ordinance has approved the 2014 Salary Schedule for both Sworn and Civilian personnel

Section 6. The Mayor, City Council President, and the City Clerk are directed to sign said budget and tax levy estimate as herein adopted, and to file the same with the Chief Finance Officer.

Section 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all statutes of the State of Colorado or parts thereof in conflict herewith are hereby superseded.

Section 8. This ordinance approving the annual budget and appropriating monies shall be in full force and effect on January 1, 2014.

Section 9. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance shall be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this 26th day of November, 2013.

Finally passed: December 10, 2013



Keith King, Council President

Mayor's Action:

Approved: _____

Disapproved: _____, ~~based on the following objections:~~
~~certain specified sections and line items on this 11th day~~
~~of December, 2013, based upon the following objections:~~

~~Mayor's Veto Actions, attached hereto and incorporated~~
~~herein as pages 5A through 5C of this Ordinance, and Mayor's~~
~~Veto Letter dated December 11, 2013, attached hereto and~~
~~incorporated herein as pages ~~Steve Bach, Mayor~~~~
~~5D through 5F of this Ordinance.~~

Mayor's Veto Actions:

~~✗~~ **Disapproved:** The Mayor disapproves by veto the second sentence of Section 1, which states:

"For the purpose of implementing the annual budget the term "Department" is defined in the General Fund as those specified in City Charter §4-40 and reiterated below:

- a. City Council
- b. Mayor, to include: Communications, Economic Vitality and Housing Services; Human Resources and Risk Management; Information Technology; and Office of Emergency Management
- c. City Attorney
- d. City Auditor
- e. City Clerk
- f. Finance, to include General Costs
- g. Fire
- h. Municipal Court
- i. Parks, Recreation and Cultural Services, to include: Cultural Services; Forestry; Park Operations and Development; and Recreation and Administration
- j. Planning and Development, to include Land Use Review and Real Estate Services
- k. Police
- l. Public Works, to include: City Engineering; Fleet Management; Streets; Traffic Engineering; and Transit"

I hereby disapprove and veto the language in Section 1 set forth above, but not the remainder of Section 1, as being contrary to and in violation of the Charter for the reasons set forth in the Mayor's Veto Letter to Council, dated December 11, 2013, attached hereto and incorporated herein by reference.

~~✗~~ **Disapproved:** Section 2, Line 6, Increase in Park water funding \$565,000 to \$1,130,000. I cannot approve of Council arbitrarily taking scarce and valuable resources away from the Police Department, which has urgent and critical needs for replacing aging police vehicles and improving public safety for our community, in order to provide funding for watering the City Parks that may be better funded from other sources. This budget line item by Council is especially ill-advised, and must be vetoed, when Colorado Springs Utilities has publicly offered to provide an additional \$600,000 to the Parks Department for watering the City Parks, and the City Attorney's Office has provided a legal opinion that Colorado Springs Utilities may provide discount or special water rates to the City Parks for this purpose and/or may provide an annual surplus payment to the City parks for this purpose, all without raising rates to customers. In public sessions in 2012, the Council previously offered to work with Colorado Springs Utilities to provide discount or special water rates to the City Parks for this purpose and/or provide an annual surplus water payment to the City parks for this purpose, and this is the more prudent and appropriate source of funding for watering the City Parks.

~~✗~~ **Disapproved:** Section 2, Line 7. Decrease in Police hiring and vehicle purchases (\$565,000).

I cannot approve of Council arbitrarily taking scarce and valuable resources away from the Police Department, which has urgent and critical needs for replacing aging police vehicles and improving public safety for our community, in order to provide funding for watering the City Parks that may be better funded from other sources. This budget line item by Council is especially ill-advised, and must be vetoed, when Colorado Springs Utilities has publicly offered to provide an additional \$600,000 to the Parks Department for watering the City Parks, and the City Attorney's Office has provided a legal opinion that Colorado Springs Utilities may provide discount or special water rates to the City Parks for this purpose and/or may provide an annual surplus water payment to the City parks for this purpose, all without raising rates to customers. In public sessions in 2012 the Council previously offered to work with Colorado Springs Utilities to provide discount or special water rates to the City Parks for this purpose and/or provide an annual surplus water payment to the City parks for this purpose, and this is the more prudent and appropriate source of funding for watering the City Parks.

Disapproved: Section 2, Line 12. Eliminate hiring of OEM deputy director (\$123,183).
The decisions whether to create the new position of deputy director for the Office of Emergency Management, how to fund that position, and who and when to hire personnel for that position are decisions that lie directly and exclusively in the purview of the executive branch. The position of deputy director of the Office of Emergency Management is vitally important to our community to manage potential future natural disasters, similar to the two unprecedented and horrific wildfires our community experienced in 2012 and 2013 and unprecedented and destructive floods our community experienced in 2013. As Mayor and as head of the executive branch of our City government under our City Charter, I cannot allow Council to violate the separation of powers set forth in our City Charter and impermissibly intrude into a core function of the executive branch of government. This position is well supported by numerous decisions of the Colorado Supreme Court, including but not limited to the decision of the Court in Colorado General Assembly v. Owens, 136 P.2d 262 (2006).

Disapproved: Section 2, Line 13. Increase Police hiring and vehicle purchases \$123,183.
The decisions whether to create the new position of deputy director for the Office of Emergency Management, how to fund that position, and who and when to hire personnel for that position are decisions that lie directly and exclusively in the purview of the executive branch. The position of deputy director of the Office of Emergency Management is vitally important to our community to manage potential future natural disasters, similar to the two unprecedented and horrific wildfires our community experienced in 2012 and 2013 and unprecedented and destructive floods our community experienced in 2013. As Mayor and as head of the executive branch of our City government under our City Charter, I cannot allow Council to violate the separation of powers set forth in our City Charter and impermissibly intrude into a core function of the executive branch of government. This position is well supported by numerous decisions of the Colorado Supreme Court, including but not limited to the decision of the Court in Colorado General Assembly v. Owens, 136 P.2d 262 (2006).

Disapproved: Section 2, Line 27. Withhold funds from CVB (\$1,333,333).
I recognize and respect Council's role in the appropriation and allocation of funds received under the LART mechanism. However I must disapprove and veto this shortsighted and ill-conceived effort by Council to undermine my authority to enter into contracts under City Charter § 4-10 and my obligation to contract with the Convention and Visitors Bureau (CVB)

under City Code § 7.9.111, as well as the CVB's efforts to support and grow this City's essential tourism economy, particularly at this critical time when our community is trying to recover from the tourism impacts of two devastating wildfires and a series of damaging floods. I urge Council to abandon such efforts to second guess and contradict the professional experts at CVB and instead support our community's recovery efforts in the tourism economy.



Disapproved: Section 2, Line 28. Withhold from RBA (\$35,000).

I again recognize and respect the Council role in the appropriation and allocation of funds received under the LART mechanism. However I must disapprove and veto this shortsighted and ill-conceived effort by Council to damage the efforts of the Regional Business Alliance (RBA) to support our economy and create jobs, particularly at this critical time when our community is trying to recover from the effects of two devastating wildfires and a series of damaging floods. I urge Council to abandon such efforts to second guess and undermine the professional experts at RBA and instead support our community's efforts to create jobs.



Disapproved: Section 3 in its entirety as unlawful and in violation of the Charter for the reasons set forth in the Mayor's Veto Letter to Council, dated December 11, 2013, attached hereto and incorporated herein by reference.

Steve Bach, Mayor



December 11, 2013

Mayor's Disapproval by Veto of Portions of Section 1 and All of Section 3 of Ordinance No. 13-77, passed on December 10, 2013, Hereby Attached and Incorporated Into Ordinance No. 13-77.

Honorable President and Members of City Council:

Thank you for your careful consideration of the 2014 budget I presented to you on October 7, 2013; your efforts are duly recognized and appreciated. By Charter and Code, my options at this juncture are limited to approving the appropriation ordinance passed by City Council on second reading, disapproving it and returning it to you with my specific objections, or disapproving it by vetoing specific line items. After much deliberation and with the public's best interest in mind, I feel compelled to veto and disapprove those certain sections and line items as set forth in the Mayor's Veto Actions on page 5 of the 2014 Budget and Appropriation Ordinance, Ordinance No. 13-77 (passed on December 10, 2013), and to veto and disapprove those certain sections and line items of Ordinance No. 13-77 as set forth in this Letter. I do hereby attach to and incorporate herein by reference this Letter to Ordinance No. 13-77 as part of the Mayor's Veto Actions. I further do hereby approve and do not veto any other section or line item of the Ordinance No. 13-77 that have not been disapproved or vetoed in Mayor's Veto Action or in this Letter.

The basis for my disapproval and veto of portions of Section 1 and of all of Section 3 are set forth below:

Disapprove and Veto Part of Section 1, and in the alternative, do find Section 1 to be in violation of the Charter and the separation of powers set forth therein.¹

As set forth in the Mayor's Veto Action, I am vetoing the second sentence of Section 1. Not only does this language violate City Charter and Code, it violates the separation of powers and unnecessarily expands government bureaucracy.

¹ To the extent the second sentence of Section 1 is not deemed to be a specific line item subject to partial veto under Charter § 3-70(e), the provision is nonetheless null and void as violative of the City Charter and the separation of powers set forth therein.

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First, the Mayor prepares and submits the Budget in “such detail as to the aggregate sum and the items allowed to each department...as the Mayor may deem advisable...” Charter § 4-40(i). It is the Mayor’s budget in the form and with aggregate amounts for departments as determined by the Mayor. The City Council’s authority to amend the budget is limited to “add or increase programs or amounts and may delete or decrease programs or amounts...” The power of City Council to thus amend does not extend to the form of the budget, including the assignment of aggregate amounts to the Mayor’s designated budgetary departments.

Second, City Council’s proposal to partition the five major Departments of the City into 12 smaller departments represents a significant departure from the City’s historical practices and contradicts the City Charter and Code. The Mayor’s Budget for Fiscal Year 2012 and Fiscal Year 2013, as approved by City Council and as set forth in law, expressly created and set forth five major Departments of the City for budget and appropriations purposes which have worked exceedingly well for our community. According to Charter § 5-10, City Council is authorized to establish departments “*in addition to* those created by Charter,” but no function assigned to an existing Department “may be discontinued or assigned to any other department...” City Code § 1.2.312 (emphasis added). All of the functions of the 12 separate “Departments” proposed in Section 1 have already been assigned to the existing five major Departments. This portion of Section 1 is therefore void and unenforceable on its face and during administration of the budget may be treated as such, even in the event of a veto-override.

Third, the vetoed portion of Section 1 usurps the Mayor’s executive authority under Charter §§ 3-10(b), 4-10, 4-40, and violates separation of powers principles by significantly limiting the Mayor’s authority to manage the budgets of City Departments under his direction and control. The Mayor is the chief executive of the City and in that capacity is charged with overseeing the City’s day-to-day operations. Currently, the Mayor may transfer funds within the five major budgetary Departments as necessary to respond to economic conditions, unexpected natural disasters, or other financial demands that cannot always be foreseen. Partitioning these Departments into 12 different and more functionally narrow departments would deprive the Mayor and future administrations of the ability to make necessary mid-year budgetary adjustments that best serve the public’s interest.

There is no question that City Council maintains power to appropriate and attach various purposes and conditions to an appropriation, but it cannot interfere with the administration of the funds either explicitly or implicitly by crafting creative language and mechanisms in the appropriation ordinance that would thwart the Mayor’s exercise of legitimate executive authority. *Colorado Gen. Assembly v. Owens*, 136 P.3d 262, 270 (Colo. 2006); *citing, Anderson v. Lamm*, 579 P.2d 620, 623-624, 625 (Colo. 1978) (An appropriations bill cannot interfere with the executive authority to allocate staff and resources, make contracts, enter into agreements, or limit the general administration of the federal funds it receives. The power to appropriate does not give the General Assembly the power of close supervision that is essentially executive in character.)

Finally, without any apparent basis, such a restructuring of the City’s existing Departments would disrupt current management systems, unnecessarily expand the size of City government, and increase bureaucratic processes within the City.

Based on the foregoing, it is in the best interest of the City for me to disapprove by veto the second sentence of Section 1 in City Council's appropriation ordinance.

Disapprove and Veto Section 3, and in the alternative, do find Section 3 to be in violation of the Charter and the separation of powers therein.²

My veto and disapproval of Section 3 in its entirety is based on my objection to the improper characterization of hiring two additional park rangers and watering public lawns as "major legislative budgetary determinations" that are purportedly shielded from later adjustments. *See Colo. Gen. Assembly v. Lamm*, 700 P.2d 508, 521 (Colo. 1985) (any inherent authority the executive may have to administer the budget may not normally be invoked to contradict major legislative budget determinations). Moreover, Section 3 directly interferes with core executive functions of the Mayor to determine staffing, allocate appropriated funds and other administrative activities as set forth in Charter and Code. City Council has improperly and intentionally characterized the hiring of two staff members in a single City department and the use of City resources for routine maintenance in the Parks system as matters of "major" importance when in fact they are matters squarely within the administration of the City government and thus matters clearly and exclusively within the authority of the executive branch and not the legislative branch. The record indicates that the City Council has intentionally mischaracterized these appropriations in an effort to assert unlawful and inappropriate "close supervision" over the executive branch in violation of the Charter and the separation of powers set forth therein. *Anderson v. Lamm*, 579 P.2d 620, 623-624 (Colo. 1978) (the legislature "may not attach conditions to a general appropriations bill which purport to reserve to the legislature powers of close supervision that are essentially executive in character"). *Id.*

Respectfully, the voters of Colorado Springs have entrusted the Mayor with budgetary oversight of the City and therefore my decision to veto the identified sections and line items has not been taken lightly. In the end, it would be a disservice to the public to tie the Mayor's hands to efficiently run the municipal government if and when budgetary adjustments become necessary, and these proposed provisions would do precisely that.

Sincerely,



The Hon. Steve Bach
Mayor of the City of Colorado Springs

² To the extent Section 3 is not deemed to be a specific line item subject to partial veto under Charter § 3-70(e), the provision is nonetheless null and void as violative of the City Charter and the separation of powers set forth therein.

Council Actions:

- Override Mayor's Disapproval by Veto for: The second sentence of Section 1 (relating to twelve "Departments").

Finally adopted on a vote of 6-3 on this 18th day of December, 2013.

- Override Mayor's Disapproval by Veto for: Section 2, Line 6, Increase in Park water funding \$565,000 to \$1,130,000

Finally adopted on a vote of 7-2 on this 18th day of December, 2013.

- Override Mayor's Disapproval by Veto for: Section 2, Line 7, Decrease in Police hiring and vehicle purchases (\$565,000)

Not adopted on a vote of 4-5 on this 18th day of December, 2013.

- Override Mayor's Disapproval by Veto Section 2, Line 12, Eliminate hiring of OEM deputy director (\$123,183)

Not adopted on a vote of 3-6 on this 18th day of December, 2013.

- Override Mayor's Disapproval by Veto for: Section 2, Line 13, Increase Police hiring and vehicle purchases \$123,183.

Not adopted on a vote of 0-9 on this 18th day of December, 2013.

- Override Mayor's Disapproval by Veto for: Section 2, Line 27, Withhold funds from CVB (\$1,333,333)

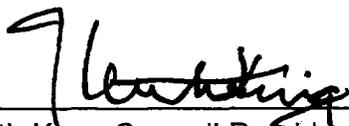
Not adopted on a vote of 4-5 on this 18th day of December, 2013.

- Override Mayor's Disapproval by Veto for: Section 2, Line 28, Withhold (funds) from RBA (\$35,000)

Not adopted on a vote of 4-5 on this 18th day of December, 2013.

- Override Mayor's Disapproval by Veto for: Section 3 in its entirety...

Finally adopted on a vote of 6-3 on this 18th day of December, 2013.



Keith King, Council President

ATTEST:



Sarah B. Johnson, City Clerk

I HEREBY CERTIFY, that the foregoing ordinance entitled **“THE ANNUAL APPROPRIATION ORDINANCE ADOPTING THE ANNUAL BUDGET AND APPROPRIATING MONIES FOR THE SEVERAL PURPOSES NAMED IN SAID BUDGET FOR THE YEAR ENDING DECEMBER 31, 2014”** was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on November 26, 2013; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 18th day of December, 2013, and that the same was published by title and summary, in accordance with Section 3-80 of Article III of the Charter, in the Transcript, a newspaper published and in general circulation in said City, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, this 18th day of December, 2013.


City Clerk

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