

**ORDINANCE NO. 04
(SERIES OF 2020)**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ASPEN, COLORADO
ADOPTING EMERGENCY APPROPRIATIONS TO THE 2020 MUNICIPAL BUDGET
IN RESPONSE TO COVID-19**

WHEREAS, the City of Aspen declared a local disaster emergency on March 12, 2020 pertaining to the occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from COVID-19; and

WHEREAS, whereas the City of Aspen commenced and continues to support crisis response efforts (through both personal and other resources) led by the Pitkin County Incident Management Team; and

WHEREAS, on March 17, 2020 Pitkin County Board of Commissioners adopted emergency spending authority for its Public Health Emergency Response programs to provide additional resources for rental, food and childcare assistance for those experiencing financial distress as a result of the COVID-19 impact; and

WHEREAS, current resources dedicated within Pitkin County's budget appropriation are likely to be insufficient to address the aggregate demands for relief, including those from City of Aspen residents;

WHEREAS, the City of Aspen (the "City") is a legally and regularly created, established, organized and existing municipal corporation under the provisions of Article XX of the Constitution of the State of Colorado and the home rule charter of the City (the "Charter"); and

WHEREAS, Section 9.12 of the Charter authorizes the City Council to enact emergency appropriations through an emergency ordinances adopted pursuant to Section 4.11 for the preservation of public property, health, peace, or safety upon the unanimous vote of City Council members present or upon a vote of four (4) Council members, whichever is less; and

NOW THEREFORE, be it resolved by City Council,

Section 1.

That the budget for the City of Aspen, Colorado for fiscal year 2020 be amended to include an additional one-time emergency appropriation of \$200,000 from the City of Aspen's General Fund. These additional resources shall be released to Pitkin County under an Intergovernmental Agreement (IGA) for the purpose of providing financial relief to City of Aspen residents in the areas of rental, food and childcare assistance under the existing Pitkin County qualification's structure for relief. City Council does hereby authorize the City Manager of the City of Aspen to

execute such IGA on behalf of the City of Aspen, subject to the approval of the City Manager and the City Attorney.

Section 2.

It is hereby declared that, in the opinion of the City Council, an emergency exists; there is a need for the preservation of public property, health, peace, or safety of the City of Aspen, its residents, and guests.

This ordinance shall become effective immediately upon passage by the City Council at the second reading of the Ordinance.

The City Clerk is directed that publication of this ordinance shall be made as soon as practical and no later than ten (10) days following final passage.

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional in a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and shall not affect the validity of the remaining portions thereof.

This ordinance shall not have any effect on existing litigation and shall not operate as an abatement of any action or proceeding now pending under or by virtue of the ordinances amended as herein provided, and the same shall be construed and concluded under such prior ordinances.

INTRODUCED AND READ as provided by law as an emergency ordinance by the City Council of the City of Aspen on the 30th day of March, 2020.

TORRE
Torre, Mayor

ATTEST:

Nicole Henning
Nicole Henning, City Clerk

FINALLY adopted, passed and approved this 30th day of March, 2020, by

- the unanimous vote of all City Council members present; or
- a vote of four (4) council members.

TORRE
Torre, Mayor

ATTEST:

Nicole Henning
Nicole Henning, City Clerk