

**ORDINANCE NO. 13
SERIES 2007**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON ESTABLISHING A METHOD OF FUNDING THE COST OF CONSTRUCTION OF A NON-MOTORIZED TRAIL SYSTEM AROUND THE CITY OF GUNNISON AND OF ACQUIRING TRAIL EASEMENTS FROM AVAILABLE MONIES IN THE PARK AND RECREATION FUND.

WHEREAS, the majority of the voting electors of the City of Gunnison authorized a sales and use tax increase of one per cent at a City of Gunnison election held May 8, 2007, one of the purposes of which was to fund the cost of construction of a non-motorized trail system around the City of Gunnison and the cost of acquiring trail easements for said system; and

WHEREAS, the City Council has previously determined not to issue bonds for the purposes of funding the cost of construction of said trail system and acquiring easements therefore; and

WHEREAS, the City Council of the City of Gunnison wishes to establish a method of designating funds for the cost of constructing said trail system and acquiring trail easements from available funds in the Parks and Recreation Fund established pursuant to the terms of Ordinance No. 7, Series 2007;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ORDAINS THAT:

Section 1. Sub-Account Established. There is hereby established within the Parks and Recreation Fund created by Ordinance No. 7, Series 2007, a sub-account to be known as the "Trails Construction and Acquisition Sub-Account".

Section 2. Purpose of Sub-Account Fund. The funds budgeted and appropriated to the Trails Construction and Acquisition Sub-Account shall be used to pay the cost of construction of a non-motorized trail system around the City of Gunnison and the cost of acquisition of easements for said trail system.

Section 3. Amount of Funds to be Appropriated. Provided that funds are legally available for the purposes set forth in Section 2 hereof, the City Council of the City of Gunnison shall budget and appropriate the sum of One Hundred Thousand Dollars (\$100,000.00) or more per year to the Trails Construction and Acquisition Sub-Account. Such budgeting and appropriation shall continue until such time as the aggregate budgeted and appropriated funds to the Trails Construction and Acquisition Sub-Account equal One Million Dollars (\$1,000,000.00).

Section 4. Additional Appropriations. Nothing contained in this ordinance shall be interpreted or construed to prohibit the City Council from budgeting and appropriating funds in excess of One Million Dollars (\$1,000,000.00) to the Trails Construction and Acquisition Sub-Account.

INTRODUCED, READ, PASSED, AND ORDERED PUBLISHED this 13th day of November, 2007, on first reading, and introduced, read, and adopted on second and final reading this 27th day of November, 2007.

Mayor

(SEAL)
ATTEST:

City Clerk