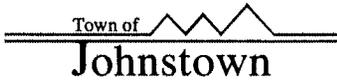


TOWN COUNCIL

MEETING

PACKET

September 19, 2016



Town Council

Agenda
Monday, September 19, 2016
Town Hall, Council Chambers
450 So. Parish Avenue
7:00 PM



MISSION STATEMENT-*The mission of the government of the Town of Johnstown is to provide leadership based upon trust and integrity, commitment directed toward responsive service delivery, and vision for enhancing the quality of life in our community.*

Members of the audience are invited to speak at the Council meeting. Public Comment (item No. 5) is reserved for citizen comments on items not contained on the printed agenda. Citizen comments are limited to three (3) minutes per speaker. When several people wish to speak on the same position on a given item, they are requested to select a spokesperson to state that position. If you wish to speak at the Town Council meeting, please fill out a sign-up sheet and present it to the Town Clerk.

- 1) **CALL TO ORDER**
 - A) Pledge of Allegiance
- 2) **ROLL CALL**
- 3) **AGENDA APPROVAL**
- 4) **RECOGNITIONS AND PROCLAMATIONS**
 - A) Proclamation – Anti-Bullying Day (September 24, 2016)
- 5) **PUBLIC COMMENT (three-minute limit per speaker)**

*The “Consent Agenda” is a group of routine matters to be acted on with a single motion and vote. The Mayor will ask if any Council member wishes to have an item discussed or if there is public comment on those ordinances marked with an *asterisk. The Council member may then move to have the subject item removed from the Consent Agenda for discussion separately.*

- 6) **CONSENT AGENDA**
 - A) Town Council Meeting –September 7, 2016
 - B) Payment of Bills
 - C) August Financial Statements
 - D) ***Second Reading** – Ordinance No. 2016-143, An Ordinance Prohibiting the Operation of Recreational Marijuana Establishments and Marijuana Consumption Establishments; Superseding Ordinance No. 2013-126
 - 7) **STAFF REPORTS**
 - 8) **OLD BUSINESS**
 - 9) **NEW BUSINESS**
 - A) ***Public Hearing (First Reading)** Ordinance No. 2016-144, An Ordinance Repealing Johnstown Municipal Code Section 10-24(b)(1), Loitering for the Purpose of Begging
 - 10) **COUNCIL REPORTS AND COMMENTS**
 - 11) **MAYOR’S COMMENTS**
 - 12) **ADJOURN**
-

WORK SESSION

- 1) Presentation by Phil Balducci, President of PB&A Market Intelligence - **“Interest in a New Healthy Living Community Center for Johnstown”**

NOTICE OF ACCOMODATION

If you need special assistance to participate in the meeting, please contact the Town Clerk at (970) 587-4664. Notification at least 72 hours prior to the meeting will enable the Town to make reasonable arrangements to ensure accessibility to the meeting.

AGENDA ITEM 4A

**PROCLAMATION
(Anti-Bullying Day)**

Proclamation

TOWN OF JOHNSTOWN ANTI-BULLYING DAY

September 24, 2016

WHEREAS, society must safeguard schools and communities for our children, and, through the recognition of the serious issues that face them each day, offer our children an environment that holds promise and security; and

WHEREAS, studies show that bullying is the most common form of violence, affecting millions of American children and adolescents annually; and

WHEREAS, many organizations, school districts, educators and parents have publicly expressed concern about the bullying of children; and

WHEREAS, estimates indicate that up to 160,000 children refuse to go to school each day because they dread the physical and verbal aggression of their peers, the loneliness that comes from being excluded and being made the target of rumors and cyber-bullying; and

WHEREAS, in addition to the children that refuse to go to school, many more students attend school in a chronic state of anxiety and often fear such activities as riding the bus and attending community activities; and

WHEREAS, research indicates that children who are the targets of bullying are more likely to acquire physical, emotional and learning problems and are at greater risk of engaging in more serious violent behaviors; and

WHEREAS, research also indicates children who are not necessarily the subject of bullying, but witness the bullying of other children, often feel less secure, more fearful and intimidated; and

WHEREAS, one person in Larimer County on average dies from suicide every four to five days and suicide is the second leading cause of death for young people ages 15-24; and

WHEREAS, the Town Council of the Town of Johnstown deems it important to acknowledge and seek to heighten awareness about the serious issues and the negative effects of bullying, including the long-term damage it can cause to our youth as well as the risks of teenage suicide; and

WHEREAS, the Town Council of the Town of Johnstown considers the availability of a safe physical and emotional environment to be an essential goal.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO, THAT I, Scott K. James, on behalf of the Town Council of the Town of Johnstown, hereby:

DESIGNATE September 24, 2016, as Anti-Bullying Day in Johnstown, Colorado, as a symbol of our commitment to the year-round struggle against bullying; and

PROCLAIM that it is time to offer the following to our children: TAKE A STAND – DON'T SUFFER IN SILENCE; don't be the victim; be assertive – not aggressive; and don't let others define you.

PASSED, SIGNED, APPROVED AND ADOPTED this 19th day of September, 2016.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Scott K. James, Mayor

AGENDA ITEMS 6A-D

CONSENT

AGENDA

- **Council Meeting Minutes –Sept. 7th, 2016**
 - **Payment of Bills**
 - **August Financial Statements**
 - **Ordinance No. 2016-143**
(Prohibiting Recreational Marijuana and
Marijuana Consumption Establishments)
(*2nd Reading)

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: September 19, 2016

ITEM NUMBER: 6A-D

SUBJECT: Consent Agenda

ACTION PROPOSED: Approve Consent Agenda

PRESENTED BY: Town Clerk

AGENDA ITEM DESCRIPTION: The following items are included on the Consent Agenda, which may be approved by a single motion approving the Consent Agenda:

- A) Town Council Minutes-September 7, 2016
- B) Payment of Bills
- C) August Financial Statements
- D) ***2nd Reading** – Ordinance No. 2016-143, An Ordinance Prohibiting the Operation of Recreational Marijuana Establishments and Marijuana Consumption Establishments; Superseding Ordinance No. 2013-126

LEGAL ADVICE: The entire Consent Agenda may be approved by a motion of the Town Council approving the Consent Agenda, which automatically approves each and every item listed on the Consent Agenda. If a Council member wishes to have a specific discussion on an individual item included with the Consent Agenda, they may move to remove the item from the Consent Agenda for discussion.

FINANCIAL ADVICE: N/A

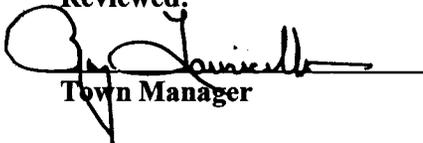
RECOMMENDED ACTION: Approve Consent Agenda

SUGGESTED MOTION:

For Approval: I move to approve the Consent Agenda.

For Denial:

Reviewed:


Town Manager

**COUNCIL
MINUTES**

The Town Council of the Town of Johnstown met on Wednesday, September 7, 2016 at 7:00 p.m. in the Council Chambers at 450 S. Parish Avenue, Johnstown.

Mayor Pro-Tem Lebsack led the Pledge of Allegiance.

Roll Call:

Those present were: Councilmembers Davis, Mellon, Mitchell and Young

Those absent were: Mayor James and Councilmember Molinar Jr.

Also present: Avi Rocklin, Town Attorney, Roy Lauricello, Town Manager John Franklin, Town Planner, Brian Phillips, Police Chief and Diana Seele, Town Clerk/Treasurer

Agenda Approval

Councilmember Mellon made a motion seconded by Councilmember Young to approve the Agenda as submitted. Motion carried with a unanimous vote.

Recognitions and Proclamations

Mayor Pro-Tem Lebsack read the Proclamation Recognizing 2016 Colorado Cities and Towns Week in September.

Consent Agenda

Councilmember Mitchell made a motion seconded by Councilmember Mellon to approve the Consent Agenda with the following items included:

- August 15, 2016 - Town Council Meeting Minutes
- Memorandum of Understanding – Weld County Commissioners on behalf of the Weld County Department of Human Services Area Agency Aging’s Senior Nutrition Program.

Motion carried with a unanimous vote.

New Business

A. Consider Tavern Liquor License Renewal – Leo’s Place – Councilmember Mellon made a motion seconded by Councilmember Davis to approve the tavern liquor license renewal for Leo’s Place. Motion carried with a unanimous vote.

B. Consider Beer and Wine Liquor License Renewal – Councilmember Mellon made a motion seconded by Councilmember Young to approve the beer and wine liquor license renewal for Huang Garden. Motion carried with a unanimous vote.

C. Public Hearing – First Reading – An Ordinance Prohibiting the Operation of Recreational Marijuana Establishments and Marijuana Consumption Establishments; Superseding Ordinance No. 2013-126 - Ordinance 2016-143 prohibits the operation of recreational marijuana establishments and marijuana consumption establishments in the Town. Recreational marijuana

establishments include marijuana cultivation facilities, marijuana testing facilities, marijuana product manufacturing facilities and retail marijuana stores as those terms are defined in Article XVIII, Section 16, of the Colorado Constitution. Marijuana consumption establishments include organizations, businesses, clubs or commercial operations that allow members or guests to burn, smoke, inhale the vapors of or otherwise consume marijuana in any form on the premises, and is intended to prohibit marijuana social clubs operating on a commercial level.

Mayor Pro-Tem Lebsack opened the Public Hearing at 7:28 p.m. and having no public comment closed the hearing at 7:30 p.m.

Councilmember Mitchell made a motion seconded by Councilmember Young to approve Ordinance No. 2016-143, An Ordinance Prohibiting the Operation of Recreational Marijuana Establishments and Marijuana Consumption Establishments and Superseding Ordinance No. 2013-126, on first reading. Motion carried with a unanimous vote.

D. Consider Water and Sewer Service Agreement for Lockard Industrial Park at 2534 – The water demand for a proposed office/warehouse building in Lockard Industrial Park at 2534 is calculated to be 0.72 acre-feet per year for both in-building water demand and raw water irrigation demand. Water credits for the water demand will come from Gerrard Family Limited Partnership LLLP and Thompson Ranch Development Company who previously dedicated water rights into a water bank. Councilmember Mellon made a motion seconded by Councilmember Young to approve the Water and Sewer Service Agreement for Lockard Industrial Park at 2534 and authorize the Mayor to sign it. Motion carried with a unanimous vote.

There being no further business to come before Council the meeting adjourned at 7:57 p.m.

Mayor

Town Clerk/Treasurer

**PAYMENT
OF
BILLS**

BILLS SUBMITTED FOR PAYMENT-SEPT 2016		
ACE HARDWARE		\$ 668.43
ALERT/SAM (BOULDER POLICE DEPT.)		\$ 80.00
ALL COPY PRODUCTS, INC.		\$ 420.23
BBC RESEARCH & CONSULTING		\$ 1,050.00
BRANDON COPELAND		\$ 244.00
CANYON SYSTEMS INC.		\$ 796.61
CASELLE INC		\$ 686.00
CENTURY LINK		\$ 328.07
CHEMATOX LABORATORY INC.		\$ 350.00
CINTAS		\$ 389.80
CIRSA		\$ 1,000.00
COLORADO ANALYTICAL		\$ 115.00
COLORADO INSPECTION CONNECTION		\$ 8,600.00
COLORADO MOSQUITO CONTROL		\$ 2,890.00
COREN PRINTING INC.		\$ 1,025.00
DBC IRRIGATION SUPPLY		\$ 137.11
DPC INDUSTRIES (CHEMICALS)		\$ 51,031.86
ELITE PRINTING GROUP LLC		\$ 35.00
ERGOMED		\$ 200.00
FARIS MACHINERY CO		\$ 820.84
FERGUSON WATERWORKS		\$ 5,697.84
FIRST CLASS SECURITY SYSTEMS		\$ 78.90
FIRST NATIONAL BANK		\$ 351.71
FRONTIER FERTILIZER & CHEMICAL		\$ 425.02
GCR TIRES & SERVICE		\$ 545.30
G&K SERVICES		\$ 309.87
GRAINGER		\$ 992.84
GREYSTONE TECHNOLOGY		\$ 1,075.00
GROUNDS GUYS		\$ 1,570.00
HAYS MARKET		\$ 307.34
HELTON & WILLIAMSEN, P.C.		\$ 1,640.00
HIGH COUNTRY PIPE & UTILITY		\$ 2,237.85
HILL & ROBBINS PC		\$ 690.00
HIRERIGHT		\$ 56.80
HORIZON LABORATORY LLC		\$ 399.60
IRON MOUNTAIN TRUCK & AUTO INC.		\$ 188.75
J&S CONTRACTORS SUPPLY		\$ 77.00
JARCO INDUSTRIES		\$ 630.90
JOHNSTOWN BBQ DAYS		\$ 1,700.00
JONES EXCAVATING & PLUMBING		\$ 11,205.00
JTOWN GRAPHIX		\$ 50.00
LAW ENFORCEMENT SYSTEMS INC.		\$ 108.00
LAW OFFICE OF AVI S. ROCKLIN, LLC		\$ 4,466.00
LAZAR, MICHAEL A.		\$ 1,012.50
LEADS ONLINE		\$ 1,488.00
LINX		\$ 185.00
LINX MULTIMEDIA		\$ 471.92
LOVELAND BEAR ALIGNMENT		\$ 68.00
LOVELAND FIRE RESCUE AUTHORITY		\$ 300.00
LOWE'S		\$ 339.69
MAC EQUIPMENT		\$ 1,870.35
MARES AUTO		\$ 111.49
MARIPOSA		\$ 85.00

MILE HIGH SHOOTING	\$	1,199.20
MILLIKEN JOHNSTOWN ELECTRIC	\$	1,236.03
MIRACLE RECREATION EQUIPMENT	\$	882.27
MOUNTAIN STATES PIPE AND SUPPLY	\$	4,176.00
NAPA AUTO PARTS	\$	1,647.75
NEWCO INC.	\$	150.45
NORTHERN COLORADO TRAFFIC CONTROL INC.	\$	403.18
NORTHERN COLORADO WATER CONSERVANCY	\$	21,717.45
NORTHERN SAFETY CO., INC.	\$	447.45
O.J. WATSON EQUIPMENT	\$	185.82
PAETEC	\$	1,765.36
POUDRE VALLEY REA	\$	11,852.60
PURCHASE POWER	\$	301.50
QUILL	\$	290.77
REX OIL	\$	4,127.62
ROCK SOFT CHENILLE	\$	85.29
ROYAL T	\$	630.00
SOUTHWEST DIRECT	\$	3,629.80
SUPPLY WORKS	\$	804.15
TDS	\$	399.35
TERRY'S TRACTOR SERVICE	\$	250.00
THE TREE GUYS LLC	\$	6,435.00
TRUGREEN CHEMLAWN	\$	1,180.00
TTG ENGINEERS INC.	\$	1,080.00
UNITED POWER	\$	749.10
U.S. POSTAL SERVICE	\$	86.00
UTILITY NOTIFICATION CENTER	\$	739.31
VERIZON WIRELESS	\$	1,383.85
WASTE MANAGEMENT	\$	42,404.65
WINTERS, HELLERICH & HUGHES	\$	2,100.00
WIRELESS ADVANCED COMMUNICATIONS	\$	28,686.12
XCEL ENERGY	\$	51,885.84
YOST CLEANING	\$	1,972.00
	\$	306,487.53

**AUGUST
FINANCIAL
STATEMENTS**

EXECUTIVE SUMMARY AUGUST 2016

67.00%

	<u>Actual</u>	<u>Budget</u>	<u>Variance</u>	<u>%</u>
GENERAL				
<u>Revenues</u>	8,595,807.00	7,417,300.00	(1,178,507.00)	116%
<u>Expenditures</u>				
Legislative	20,202.00	34,600.00	14,398.00	58%
Judicial	22,908.00	41,500.00	18,592.00	55%
Elections	14,887.00	22,500.00	7,613.00	66%
Administration	246,087.00	380,300.00	134,213.00	65%
Planning & Zoning	106,950.00	174,900.00	67,950.00	61%
Police	1,070,434.00	1,938,200.00	867,766.00	55%
Protective Inspections	92,154.00	183,700.00	91,546.00	50%
Streets	723,557.00	1,280,700.00	557,143.00	56%
Cemetery	20,256.00	38,100.00	17,844.00	53%
Animal Control	55,856.00	92,000.00	36,144.00	61%
Senior Coordinator	39,538.00	68,000.00	28,462.00	58%
Parks	38,179.00	62,200.00	24,021.00	61%
Community	107,154.00	379,900.00	272,746.00	28%
Transfers	373,277.00	1,963,900.00	1,590,623.00	19%
<u>Total Expenditures</u>	2,931,439.00	6,660,500.00	3,729,061.00	44%
 Excess Revenues over Expenditures	 5,664,368.00			

EXECUTIVE SUMMARY AUGUST 2016

67%

	<u>Actual</u>	<u>Budget</u>	<u>Variance</u>	<u>%</u>
WATER				
<u>Revenues</u>	3,391,051.00	2,237,200.00	(1,153,851.00)	152%
<u>Expenditures</u>				
Administration	98,125.00	225,400.00	127,275.00	44%
Operations	731,386.00	1,517,800.00	786,414.00	48%
Transfer	-	90,000.00	90,000.00	0%
	829,511.00	1,833,200.00	1,003,689.00	45%
 Excess Revenues over Expenditures	 2,561,540.00			

EXECUTIVE SUMMARY AUGUST 2016

67.00%

	<u>Actual</u>	<u>Budget</u>	<u>Variance</u>	<u>%</u>
WASTEWATER				
<u>Revenues</u>	1,459,311.00	1,655,000.00	195,689.00	88%
<u>Expenditures</u>				
Administration	106,557.00	270,100.00	163,543.00	39%
Operation	526,960.00	1,193,000.00	666,040.00	44%
	633,517.00	1,463,100.00	829,583.00	43%
Excess Revenues over Expenditures	825,794.00			

TOWN OF JOHNSTOWN
REVENUES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>TAXES</u>					
01-01-4010-00 GEN. PROPERTY ACCOUNTS	39,569.35	4,467,295.90	3,367,000.00	(1,100,295.90)	132.7
01-01-4020-00 SPECIFIC OWNERSHIP TAXES	20,729.90	176,903.52	200,000.00	23,096.48	88.5
01-01-4030-00 FRANCHISE TAXES	28,273.65	260,955.50	350,000.00	89,044.50	74.6
01-01-4040-00 PENALTIES & INTEREST	1,097.59	759.85	4,000.00	3,240.15	19.0
01-01-4070-00 SALES TAX	259,243.83	1,968,544.12	1,950,000.00	(18,544.12)	101.0
01-01-4075-00 LODGING TAX	2,753.18	2,914.76	17,000.00	14,085.24	17.2
01-01-4080-00 SEVERANCE TAX	.00	.00	60,000.00	60,000.00	.0
TOTAL TAXES	351,667.50	6,877,373.65	5,948,000.00	(929,373.65)	115.6
<u>LICENSES & PERMITS</u>					
01-02-4110-00 LIQUOR LICENSE	57.46	633.96	700.00	66.04	90.6
01-02-4120-00 BUS. LIC. & PERMITS - OTHE	709.50	14,551.50	11,000.00	(3,551.50)	132.3
01-02-4130-00 BUILDING PERMITS	135,655.09	741,040.19	280,000.00	(461,040.19)	264.7
01-02-4140-00 DOG LICENSE & PERMITS OTHE	132.00	2,315.00	2,300.00	(15.00)	100.7
01-02-4150-00 FINGERPRINTING	115.00	204.00	200.00	(4.00)	102.0
TOTAL LICENSES & PERMITS	136,669.05	758,744.65	294,200.00	(464,544.65)	257.9
<u>INTERGOVERNMENTAL</u>					
01-03-4210-00 CIGARETTE TAXES	1,624.55	11,321.08	14,000.00	2,678.92	80.9
01-03-4220-00 HIGHWAY USERS TAX	32,462.97	266,284.11	340,000.00	73,715.89	78.3
01-03-4230-00 ADD. VEH. REG. FEE	4,951.00	32,352.50	42,000.00	9,647.50	77.0
01-03-4240-00 COUNTY ROAD & BRIDGE	.00	45,559.87	70,000.00	24,440.13	65.1
TOTAL INTERGOVERNMENTAL	39,038.52	355,517.56	466,000.00	110,482.44	76.3
<u>CHARGES FOR SERVICES</u>					
01-04-4310-00 CEMETERY LOTS AND CARE	8,238.00	31,492.40	22,000.00	(9,492.40)	143.2
01-04-4320-00 TRASH CHARGES	42,640.50	337,697.18	460,000.00	122,302.82	73.4
01-04-4330-00 OTHER SERVICES	281.00	54,944.41	1,500.00	(53,444.41)	3663.0
01-04-4340-00 FISHING PERMITS	60.00	695.00	600.00	(95.00)	115.8
TOTAL CHARGES FOR SERVICES	51,219.50	424,828.99	484,100.00	59,271.01	87.8
<u>FINES</u>					
01-05-4410-00 MUNICIPAL COURT FINES & FE	12,512.48	92,741.02	75,000.00	(17,741.02)	123.7
01-05-4420-00 SURCHARGE	2,075.00	17,018.35	7,500.00	(9,518.35)	226.9
TOTAL FINES	14,587.48	109,759.37	82,500.00	(27,259.37)	133.0

TOWN OF JOHNSTOWN
REVENUES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>MISCELLANEOUS</u>					
01-06-4510-00	COMM. CENTER RENTAL FEES	2,285.00	12,997.00	10,000.00	(2,997.00) 130.0
01-06-4530-00	REFUND OF EXPENDITURES	841.70	17,283.14	5,000.00	(12,283.14) 345.7
01-06-4570-00	SCHOOL DISTRICT	10.80	10.80	27,500.00	27,489.20 .0
	TOTAL MISCELLANEOUS	3,137.50	30,290.94	42,500.00	12,209.06 71.3
<u>EARNINGS ON INVESTMENTS</u>					
01-07-4610-00	EARNINGS ON INVESTMENTS	8,396.00	76,865.19	50,000.00	(26,865.19) 153.7
	TOTAL EARNINGS ON INVESTMENTS	8,396.00	76,865.19	50,000.00	(26,865.19) 153.7
<u>SOURCE 08</u>					
01-08-4520-00	TRANSFER FROM WATER FUND	.00	.00	45,000.00	45,000.00 .0
01-08-4530-00	DEVELOPERS COST PAYMENT	(29,002.54)	(37,572.45)	5,000.00	42,572.45 (751.5)
	TOTAL SOURCE 08	(29,002.54)	(37,572.45)	50,000.00	87,572.45 (75.1)
	TOTAL FUND REVENUE	575,713.01	8,595,807.90	7,417,300.00	(1,178,507.90) 115.9

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>LEGISLATIVE</u>					
01-10-5010-00	1,650.00	14,025.00	22,800.00	8,775.00	61.5
01-10-5050-00	126.24	1,073.08	1,800.00	726.92	59.6
01-10-5070-00	97.82	643.83	1,100.00	456.17	58.5
01-10-6522-00	.00	675.00	900.00	225.00	75.0
01-10-6544-03	87.98	405.74	3,000.00	2,594.26	13.5
01-10-8016-00	976.92	3,379.46	5,000.00	1,620.54	67.6
TOTAL LEGISLATIVE	2,938.96	20,202.11	34,600.00	14,397.89	58.4
<u>JUDICIAL</u>					
01-15-5011-00	1,181.25	7,818.74	12,500.00	4,681.26	62.6
01-15-5012-00	2,250.00	14,260.00	28,000.00	13,740.00	50.9
01-15-6505-00	35.44	744.39	900.00	155.61	82.7
01-15-8016-00	85.00	85.00	100.00	15.00	85.0
TOTAL JUDICIAL	3,551.69	22,908.13	41,500.00	18,591.87	55.2
<u>ELECTIONS</u>					
01-20-6413-00	.00	56.70	700.00	643.30	8.1
01-20-6526-00	.00	14,158.52	15,000.00	841.48	94.4
01-20-8017-00	.00	671.50	800.00	128.50	83.9
01-20-8018-00	.00	.00	6,000.00	6,000.00	.0
TOTAL ELECTIONS	.00	14,886.72	22,500.00	7,613.28	66.2

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>ADMINISTRATION</u>					
01-25-5010-00 SALARIES	5,577.82	41,780.78	74,000.00	32,219.22	56.5
01-25-5010-03 OVERTIME	.00	167.34	600.00	432.66	27.9
01-25-5011-00 PART TIME OFFICE	462.54	3,835.28	7,200.00	3,364.72	53.3
01-25-5012-00 HOURLY COMMUNICATIONS STAFF	900.38	8,511.55	16,000.00	7,488.45	53.2
01-25-5015-00 CLEANING SALARIES	216.67	1,716.68	3,500.00	1,783.32	49.1
01-25-5025-00 MANAGER	4,012.78	34,014.02	52,300.00	18,285.98	65.0
01-25-5050-00 PAYROLL TAXES	825.40	7,011.73	11,500.00	4,488.27	61.0
01-25-5060-00 RETIREMENT FUND	726.46	6,021.05	9,600.00	3,578.95	62.7
01-25-5065-00 HEALTH INSURANCE	1,586.26	12,694.17	26,000.00	13,305.83	48.8
01-25-5070-00 WORKMAN'S COMPENSATION	97.82	643.83	800.00	156.17	80.5
01-25-6010-00 UTILITIES	535.87	2,734.30	6,000.00	3,265.70	45.6
01-25-6505-00 OFFICE EXPENSE	373.07	3,678.36	7,000.00	3,321.64	52.6
01-25-6506-00 UTILITY BILL MAILING	666.35	4,488.85	7,100.00	2,611.15	63.2
01-25-6510-00 TELEPHONE	149.33	939.44	2,200.00	1,260.56	42.7
01-25-6511-00 TRAINING	.00	246.48	1,100.00	853.52	22.4
01-25-6513-00 PUBLISHING	426.06	1,123.78	6,500.00	5,376.22	17.3
01-25-6515-00 DUES AND SUBSCRIPTIONS	60.00	2,679.96	2,900.00	220.04	92.4
01-25-6518-00 CLEANING SUPPLIES	68.35	617.45	1,600.00	982.55	38.6
01-25-6520-00 MILEAGE & EXPENSES	.00	462.81	2,500.00	2,037.19	18.5
01-25-6522-00 INSURANCE & BONDS	.00	11,250.00	15,000.00	3,750.00	75.0
01-25-6544-05 SOFTWARE	.00	.00	2,500.00	2,500.00	.0
01-25-6544-07 MISC. OFFICE EQPT.	.00	.00	1,100.00	1,100.00	.0
01-25-7020-00 MAINTENANCE & REPAIRS	91.86	631.80	3,800.00	3,168.20	16.6
01-25-8010-00 AUDIT	.00	1,500.00	9,200.00	7,700.00	16.3
01-25-8012-00 COMPUTER PROFESSIONAL SERV	423.30	4,631.17	10,000.00	5,368.83	46.3
01-25-8014-00 LEGAL	4,126.50	28,323.30	37,500.00	9,176.70	75.5
01-25-8015-00 TAPING MEETINGS	799.50	4,150.50	7,000.00	2,849.50	59.3
01-25-8016-00 SALARY STUDY FEES	.00	.00	800.00	800.00	.0
01-25-8017-00 PROFESSIONAL SERVICES	.00	.00	2,000.00	2,000.00	.0
01-25-8019-00 TREASURER'S FEES	657.13	62,232.47	52,000.00	(10,232.47)	119.7
01-25-9028-00 COMMUNICATIONS	.00	.00	1,000.00	1,000.00	.0
TOTAL ADMINISTRATION	22,783.45	246,087.10	380,300.00	134,212.90	64.7

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>PLANNING & ZONING</u>					
01-30-5010-00 SALARIES	8,674.16	69,811.98	112,900.00	43,088.02	61.8
01-30-5050-00 PAYROLL TAXES	653.42	5,547.67	8,700.00	3,152.33	63.8
01-30-5060-00 RETIREMENT FUND	801.10	6,795.49	10,500.00	3,704.51	64.7
01-30-5065-00 HEALTH INSURANCE	1,302.18	10,416.10	16,800.00	6,383.90	62.0
01-30-5070-00 WORKMENS COMPENSATION	97.82	643.83	1,600.00	956.17	40.2
01-30-6010-00 UTILITIES	253.34	1,205.56	3,400.00	2,194.44	35.5
01-30-6505-00 OFFICE SUPPLIES	135.86	381.19	2,500.00	2,118.81	15.3
01-30-6510-00 TELEPHONE	132.11	819.07	1,400.00	580.93	58.5
01-30-6511-00 TRAINING	.00	.00	500.00	500.00	.0
01-30-6513-00 PUBLISH/RECORD	.00	.00	200.00	200.00	.0
01-30-6515-00 DUES/SUBSCRIPTIONS	.00	400.00	800.00	400.00	50.0
01-30-6520-00 MILEAGE & EXPENSES	.00	.00	100.00	100.00	.0
01-30-6522-00 INSURANCE AND BONDS	.00	1,800.00	2,400.00	600.00	75.0
01-30-6544-04 MACHINERY AND EQPT.	.00	.00	500.00	500.00	.0
01-30-8012-00 COMPUTER PROFESSIONAL SERVICES	144.30	1,118.60	2,000.00	881.40	55.9
01-30-8014-00 LEGAL	.00	124.00	500.00	376.00	24.8
01-30-8016-00 PROFESSIONAL SERVICES	87.73	2,786.39	5,000.00	2,213.61	55.7
01-30-8017-00 NORTH FRONT RANGE MPO	.00	5,100.00	5,100.00	.00	100.0
TOTAL PLANNING & ZONING	12,282.02	106,949.88	174,900.00	67,950.12	61.2

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>POLICE</u>					
01-35-5010-00 SALARIES	73,278.83	618,478.71	1,075,500.00	457,021.29	57.5
01-35-5010-03 OVERTIME PAY	466.32	4,123.03	15,000.00	10,876.97	27.5
01-35-5013-00 CLERICAL SALARIES	.00	18,468.22	35,100.00	16,631.78	52.6
01-35-5015-00 PART-TIME SALARIES	3,660.92	17,702.09	35,200.00	17,497.91	50.3
01-35-5050-00 PAYROLL TAXES	5,771.15	51,861.51	89,000.00	37,138.49	58.3
01-35-5060-00 RETIREMENT	4,320.73	38,346.91	65,000.00	26,653.09	59.0
01-35-5065-00 HEALTH INSURANCE	18,303.79	155,527.45	311,000.00	155,472.55	50.0
01-35-5070-00 WORKMEN'S COMPENSATION	4,695.36	30,903.78	51,000.00	20,096.22	60.6
01-35-6010-00 UTILITIES	903.80	7,151.71	16,400.00	9,248.29	43.6
01-35-6505-00 OFFICE EXPENSE	205.19	3,219.30	8,000.00	4,780.70	40.2
01-35-6510-00 TELEPHONE	539.03	3,740.68	7,500.00	3,759.32	49.9
01-35-6511-00 TRAINING	415.92	4,232.76	10,000.00	5,767.24	42.3
01-35-6513-00 PUBLISHING	.00	503.38	1,000.00	496.62	50.3
01-35-6515-00 DUES AND SUBSCRIPTIONS	30.00	270.00	1,200.00	930.00	22.5
01-35-6518-00 CLEANING SERVICES	645.46	5,247.99	8,100.00	2,852.01	64.8
01-35-6522-00 INSURANCE AND BONDS	.00	35,143.25	48,300.00	13,156.75	72.8
01-35-6524-00 GAS AND OIL	883.84	11,254.23	38,000.00	26,745.77	29.6
01-35-6526-00 OPERATING SUPPLIES	238.75	958.69	7,000.00	6,041.31	13.7
01-35-6527-00 UNIFORMS AND CLEANING	63.00	423.00	5,000.00	4,577.00	8.5
01-35-6528-00 WELD COUNTY MAINT. AGREEME	.00	15,613.28	16,000.00	386.72	97.6
01-35-6544-02 COMPUTER SYSTEMS	.00	18.17	2,500.00	2,481.83	.7
01-35-6544-04 RADAR GUNS	4,025.00	4,530.00	5,000.00	470.00	90.6
01-35-6544-05 CELLULAR PHONES	.00	.00	100.00	100.00	.0
01-35-6544-06 VESTS	.00	1,600.00	2,500.00	900.00	64.0
01-35-6544-07 CAMERA & INVESTIGATION EQPT.	89.98	796.88	2,000.00	1,203.12	39.8
01-35-6544-09 SHOOTING RANGE SUPPLIES	1,129.63	1,988.13	3,600.00	1,611.87	55.2
01-35-6544-10 OFFICE IMPROVEMENTS	.00	.00	5,000.00	5,000.00	.0
01-35-6544-11 POLICE EQUIPMENT	248.39	5,724.60	12,500.00	6,775.40	45.8
01-35-7010-00 BLDG. REPAIR & MAINT.	676.46	1,718.32	8,000.00	6,281.68	21.5
01-35-7020-00 REPAIRS AND MAINTENANCE	1,763.70	6,227.58	10,000.00	3,772.42	62.3
01-35-8012-00 COMP. PROFESSIONAL SERVICE	78.60	2,016.30	10,000.00	7,983.70	20.2
01-35-8014-00 LEGAL	.00	868.00	3,000.00	2,132.00	28.9
01-35-8016-00 PROFESSIONAL SERVICES	381.00	1,418.00	5,000.00	3,582.00	28.4
01-35-8017-00 JUVENILE ASSESSMENT CENTER	.00	5,340.00	5,400.00	60.00	98.9
01-35-8021-00 COMP. LINK TO RECORDS	734.35	5,378.98	9,500.00	4,121.02	56.6
01-35-9022-00 JAIL FEES	.00	134.09	1,500.00	1,365.91	8.9
01-35-9028-00 COMMUNITY SERVICES	2,103.88	5,027.73	4,300.00	(727.73)	116.9
01-35-9028-03 RECORDS CONTRACT	.00	4,476.88	5,000.00	523.12	89.5
TOTAL POLICE	125,653.08	1,070,433.63	1,938,200.00	867,766.37	55.2

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>PROTECTIVE INSPECTIONS</u>					
01-40-5010-00 SALARIES	1,784.90	14,365.81	31,200.00	16,834.19	46.0
01-40-5050-00 PAYROLL TAXES	133.94	1,144.13	2,500.00	1,355.87	45.8
01-40-5060-00 RETIREMENT	75.60	644.99	1,400.00	755.01	46.1
01-40-5065-00 HEALTH INSURANCE	346.67	2,774.31	4,800.00	2,025.69	57.8
01-40-5070-00 WORKMEN'S COMPENSATION	97.82	643.83	1,300.00	656.17	49.5
01-40-6010-00 UTILITIES	289.52	1,412.58	3,900.00	2,487.42	36.2
01-40-6505-00 OFFICE EXPENSE	115.53	806.07	3,800.00	2,993.93	21.2
01-40-6510-00 TELEPHONE	132.11	819.04	1,600.00	780.96	51.2
01-40-6511-00 TRAINING	.00	25.00	500.00	475.00	5.0
01-40-6513-00 PUBLISHING	.00	.00	500.00	500.00	.0
01-40-6515-00 DUES & SUBSCRIPTIONS	.00	.00	200.00	200.00	.0
01-40-6518-00 CLEANING & SUPPLIES	68.35	511.47	800.00	288.53	63.9
01-40-6522-00 INSURANCE AND BONDS	.00	6,150.00	8,200.00	2,050.00	75.0
01-40-6526-00 OPERATING SUPPLIES	.00	330.00	2,000.00	1,670.00	16.5
01-40-7020-00 REPAIR & MAINTENANCE	87.73	303.77	2,000.00	1,696.23	15.2
01-40-8012-00 COMP. PROF. SERVICES	251.80	2,022.76	3,500.00	1,477.24	57.8
01-40-8014-00 LEGAL	.00	.00	500.00	500.00	.0
01-40-8016-00 PROFESSIONAL SERVICES	8,600.00	60,200.00	115,000.00	54,800.00	52.4
TOTAL PROTECTIVE INSPECTIONS	11,983.97	92,153.76	183,700.00	91,546.24	50.2

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>STREETS</u>					
01-45-5010-00 SALARIES	16,240.60	138,328.66	263,000.00	124,671.34	52.6
01-45-5010-03 OVERTIME	51.66	1,167.60	7,000.00	5,832.40	16.7
01-45-5015-00 PART-TIME SALARIES	2,365.85	7,402.92	15,000.00	7,597.08	49.4
01-45-5050-00 PAYROLL TAXES	1,390.27	11,574.15	22,000.00	10,425.85	52.6
01-45-5060-00 RETIREMENT FUND	1,009.61	9,173.35	16,500.00	7,326.65	55.6
01-45-5065-00 HEALTH INSURANCE	4,476.68	38,467.75	69,400.00	30,932.25	55.4
01-45-5070-00 WORKMEN'S COMPENSATION	1,956.40	12,876.63	18,200.00	5,323.37	70.8
01-45-6010-00 UTILITIES	398.91	3,506.55	15,000.00	11,493.45	23.4
01-45-6015-00 UTILITIES - STREET LIGHTIN	18,409.54	130,412.66	235,000.00	104,587.34	55.5
01-45-6505-00 OFFICE EXPENSE	.00	69.00	600.00	531.00	11.5
01-45-6510-00 TELEPHONE	359.78	1,890.47	3,300.00	1,409.53	57.3
01-45-6511-00 TRAINING	.00	450.00	1,500.00	1,050.00	30.0
01-45-6515-00 DUES & SUBSCRIPTIONS	.00	702.99	2,000.00	1,297.01	35.2
01-45-6518-00 CLEANING SUPPLIES	96.67	836.62	1,600.00	763.38	52.3
01-45-6522-00 INSURANCE AND BONDS	.00	19,800.00	26,400.00	6,600.00	75.0
01-45-6524-00 GAS & OIL	857.23	7,509.47	18,500.00	10,990.53	40.6
01-45-6526-00 OPERATING SUPPLIES	126.70	2,430.71	4,500.00	2,069.29	54.0
01-45-6530-00 SNOW AND ICE REMOVAL	.00	18,165.24	20,000.00	1,834.76	90.8
01-45-6532-00 TRASH SERVICE	42,289.70	296,092.75	485,000.00	188,907.25	61.1
01-45-6534-00 WEED CONTROL	98.00	285.53	5,000.00	4,714.47	5.7
01-45-6536-00 STREET SIGNS	.00	1,116.34	4,000.00	2,883.66	27.9
01-45-6544-03 EQUIPMENT	.00	.00	4,000.00	4,000.00	.0
01-45-6544-06 HOLIDAY DECORATIONS	.00	977.92	7,500.00	6,522.08	13.0
01-45-6544-07 TOOLS	306.82	977.11	2,500.00	1,522.89	39.1
01-45-6544-09 SAFETY EQUIPMENT	122.66	1,918.14	4,000.00	2,081.86	48.0
01-45-7020-00 REP & MAINT - EQUIP & BLDG	569.59	13,568.14	20,000.00	6,431.86	67.8
01-45-7030-00 REPAIR & MAINT. BLDGS.	.00	219.82	5,000.00	4,780.18	4.4
01-45-8016-00 PROFESSIONAL SERVICES	180.90	3,636.46	4,200.00	563.54	86.6
TOTAL STREETS	91,307.57	723,556.98	1,280,700.00	557,143.02	56.5

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>CEMETERY</u>					
01-50-5015-00 SALARIES	3,312.00	7,659.00	12,000.00	4,341.00	63.8
01-50-5050-00 PAYROLL TAXES	253.38	585.97	1,000.00	414.03	58.6
01-50-5070-00 WORKMEN'S COMPENSATION	195.64	1,287.66	1,400.00	112.34	92.0
01-50-6513-00 PUBLISHING	.00	.00	300.00	300.00	.0
01-50-6522-00 INSURANCE	.00	1,500.00	2,000.00	500.00	75.0
01-50-6524-00 GAS & OIL	.00	630.11	1,800.00	1,169.89	35.0
01-50-6526-00 SUPPLIES	.00	1,184.28	1,800.00	615.72	65.8
01-50-6533-00 TREE TRIMMING	.00	.00	3,500.00	3,500.00	.0
01-50-6534-00 FERTILIZER & WEED CONTROL	1,000.00	3,000.00	4,700.00	1,700.00	63.8
01-50-6544-03 SPINTRIMMER	.00	698.25	800.00	101.75	87.3
01-50-6544-05 TOOLS	.00	.00	400.00	400.00	.0
01-50-6544-06 TREES	.00	950.49	1,500.00	549.51	63.4
01-50-7020-00 REPAIRS AND MAINTENANCE	788.87	1,426.17	3,200.00	1,773.83	44.6
01-50-7025-00 SPRINKLER REPAIR	207.93	1,322.86	3,200.00	1,877.14	41.3
01-50-8016-00 PROFESSIONAL SERVICES	.00	11.45	500.00	488.55	2.3
TOTAL CEMETERY	5,757.82	20,256.24	38,100.00	17,843.76	53.2
<u>ANIMAL CONTROL</u>					
01-55-5010-00 SALARIES	3,546.16	28,541.20	46,100.00	17,558.80	61.9
01-55-5010-03 OVERTIME	.00	.00	200.00	200.00	.0
01-55-5050-00 PAYROLL TAXES	257.92	2,194.87	3,600.00	1,405.13	61.0
01-55-5060-00 RET BEN	150.20	1,274.42	2,000.00	725.58	63.7
01-55-5065-00 HEALTH BEN	1,483.35	11,869.55	18,000.00	6,130.45	65.9
01-55-5070-00 WORKMENS COMPENSATION	195.64	1,287.66	1,700.00	412.34	75.7
01-55-6522-00 INSURANCE	.00	2,800.00	3,700.00	900.00	75.7
01-55-6524-00 GAS AND OIL	92.87	709.45	2,000.00	1,290.55	35.5
01-55-6526-00 SUPPLIES	.00	363.59	1,200.00	836.41	30.3
01-55-7020-00 REPAIR & MAINTENANCE	.00	511.12	500.00	(11.12)	102.2
01-55-7030-00 WEED/NUISANCE CONTROL	1,263.23	3,863.79	8,000.00	4,136.21	48.3
01-55-8016-00 PROFESSIONAL SERVICES	1,285.00	2,440.00	5,000.00	2,560.00	48.8
TOTAL ANIMAL CONTROL	8,274.37	55,855.65	92,000.00	36,144.35	60.7
<u>SENIOR COORDINATOR PROGRAM</u>					
01-60-5015-00 PART-TIME SALARIES	2,947.54	23,722.71	38,500.00	14,777.29	61.6
01-60-5050-00 PAYROLL TAXES	220.30	1,871.33	2,900.00	1,028.67	64.5
01-60-5065-00 HEALTH INSURANCE	630.67	5,051.23	8,200.00	3,148.77	61.6
01-60-5070-00 WORKMEN'S COMPENSATION	97.82	643.83	2,600.00	1,956.17	24.8
01-60-6010-00 UTILITIES	416.90	2,368.20	4,200.00	1,831.80	56.4
01-60-6510-00 TELEPHONE	118.49	829.99	1,400.00	570.01	59.3
01-60-6520-00 MILEAGE	182.43	1,032.19	3,100.00	2,067.81	33.3
01-60-6522-00 INSURANCE	.00	1,200.00	1,600.00	400.00	75.0
01-60-7020-00 REPAIR & MAINTENANCE	361.20	2,818.12	5,500.00	2,681.88	51.2
TOTAL SENIOR COORDINATOR PROGRAM	4,975.35	39,537.60	68,000.00	28,462.40	58.1

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>PARKS</u>					
01-65-5015-00	PART-TIME SALARIES	3,177.88	13,737.78	21,700.00	7,962.22 63.3
01-65-5050-00	PAYROLL TAXES	243.11	1,050.90	1,700.00	649.10 61.8
01-65-5070-00	WORKMEN'S COMPENSATION	195.64	1,287.66	2,000.00	712.34 64.4
01-65-6010-00	UTILITIES	269.17	2,106.35	10,200.00	8,093.65 20.7
01-65-6511-00	TRAINING	.00	.00	300.00	300.00 .0
01-65-6522-00	INSURANCE AND BONDS	.00	1,575.00	2,100.00	525.00 75.0
01-65-6524-00	GAS AND OIL	266.04	802.71	1,800.00	997.29 44.6
01-65-6526-00	SUPPLIES	236.53	1,278.35	2,000.00	721.65 63.9
01-65-6534-00	FERTILIZER AND WEED CONTROL	108.21	6,479.01	7,000.00	520.99 92.6
01-65-6542-00	PORTA-POTTIES	160.62	860.97	2,100.00	1,239.03 41.0
01-65-6544-01	MOWER	.00	.00	1,000.00	1,000.00 .0
01-65-6544-02	SPIN TRIMMER	.00	.00	800.00	800.00 .0
01-65-7020-00	REPAIRS AND MAINTENANCE	3,549.20	4,800.58	5,000.00	199.42 96.0
01-65-7025-00	SPRINKLER REPAIRS	691.12	4,199.28	4,500.00	300.72 93.3
	TOTAL PARKS	8,897.52	38,178.59	62,200.00	24,021.41 61.4
<u>LIBRARY</u>					
01-70-7000-00	TOWN SUPPORT-LIBRARY	32,641.65	261,133.20	391,700.00	130,566.80 66.7
	TOTAL LIBRARY	32,641.65	261,133.20	391,700.00	130,566.80 66.7
<u>DEPARTMENT 75</u>					
01-75-6526-00	COMMUNITY CENTER SUPPLIES	62.24	856.57	6,500.00	5,643.43 13.2
01-75-7020-00	COMMUNITY CENTER REPAIR	303.00	3,289.97	10,000.00	6,710.03 32.9
01-75-7025-00	COMMUNITY CENTER UTILITIES	416.91	2,368.20	7,500.00	5,131.80 31.6
01-75-7031-00	DOWNTOWN BEAUTIFICATION	5,822.79	5,822.79	27,000.00	21,177.21 21.6
01-75-7033-00	PUBLIC ART	13,334.00	29,167.00	45,000.00	15,833.00 64.8
01-75-7034-00	STRATEGIC ECON. DEV. PLAN	5,000.00	5,000.00	50,000.00	45,000.00 10.0
01-75-7054-00	TOWN HALL IMPROVEMENTS	.00	359.28	10,000.00	9,640.72 3.6
01-75-7055-00	ECONOMIC DEVELOPMENT CONT.	.00	6,000.00	6,000.00	.00 100.0
01-75-7060-00	CITIZEN COMMUNICATION PROGRAM	.00	450.00	15,000.00	14,550.00 3.0
01-75-7066-00	WEB SITE CONSULTANT	.00	3,443.98	3,500.00	56.02 98.4
01-75-7070-00	BARBEQUE DAYS CONTRIBUTION	.00	22,286.98	24,000.00	1,713.02 92.9
01-75-7080-00	MOSQUITO SPRAYING	2,890.00	11,560.00	18,000.00	6,440.00 64.2
01-75-7090-00	INSURANCE DEDUCTIBLES	.00	955.31	17,000.00	16,044.69 5.6
01-75-7100-00	SEPARATION BENEFITS	.00	.00	10,000.00	10,000.00 .0
01-75-7125-00	GROUNDS MAINTENANCE	1,005.00	6,445.00	15,000.00	8,555.00 43.0
01-75-7129-00	NEWSLETTER/COMMUNICATION	.00	7,669.61	12,000.00	4,330.39 63.9
01-75-7130-00	TOWN HALL MAINT. AGREEMENT	184.88	1,479.67	5,000.00	3,520.33 29.6
01-75-7131-00	SAFETY AWARD PROGRAM	.00	.00	2,500.00	2,500.00 .0
01-75-7132-00	MUSEUM IMPROVEMENTS	.00	.00	88,900.00	88,900.00 .0
01-75-7133-00	DOWNTOWN FACADE GRANT PROGRAM	.00	.00	7,000.00	7,000.00 .0
	TOTAL DEPARTMENT 75	29,018.82	107,154.36	379,900.00	272,745.64 28.2

TOWN OF JOHNSTOWN
 EXPENDITURES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>TRANSFERS OUT</u>					
01-80-7040-00 TRANSFER WATER FUND	.00	.00	182,200.00	182,200.00	.0
01-80-7050-00 TRANSFER - CONTINGENT FUND	30,000.00	30,000.00	225,000.00	195,000.00	13.3
01-80-7080-00 TRANSFER TO DEVELOPERS COST	.00	.00	25,000.00	25,000.00	.0
01-80-7110-00 SALES TAX REFUND	39,104.97	82,144.24	140,000.00	57,855.76	58.7
01-80-7115-00 TRANSFER TO EQPT. REPLACEMENT	.00	.00	1,000,000.00	1,000,000.00	.0
TOTAL TRANSFERS OUT	<u>69,104.97</u>	<u>112,144.24</u>	<u>1,572,200.00</u>	<u>1,460,055.76</u>	<u>7.1</u>
TOTAL FUND EXPENDITURES	<u>429,171.24</u>	<u>2,931,438.19</u>	<u>6,860,500.00</u>	<u>3,729,061.81</u>	<u>44.0</u>
NET REVENUE OVER EXPENDITURES	<u>146,541.77</u>	<u>5,664,369.71</u>	<u>756,800.00</u>	<u>(4,907,569.71)</u>	<u>748.5</u>

TOWN OF JOHNSTOWN
REVENUES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

WATER FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
02-00-4310-00 WATER CHARGES	495,136.69	1,850,137.16	1,900,000.00	49,862.84	97.4
02-00-4320-00 WATER TAP FEES	83,200.00	562,598.40	.00	(562,598.40)	.0
02-00-4322-00 RAW WATER DEV. FEE	97,980.00	740,560.00	.00	(740,560.00)	.0
02-00-4325-00 WATER REFUNDS	(1,713.43)	(9,711.83)	.00	9,711.83	.0
02-00-4330-00 MISCELLANEOUS	27,858.04	198,061.64	110,000.00	(88,061.64)	180.1
02-00-4610-00 EARNINGS ON INVESTMENTS	6,046.05	49,405.89	45,000.00	(4,405.89)	109.8
02-00-4830-00 TRANSFER FROM GENERAL FUND	.00	.00	182,200.00	182,200.00	.0
TOTAL SOURCE 00	708,507.35	3,391,051.26	2,237,200.00	(1,153,851.26)	151.6
TOTAL FUND REVENUE	708,507.35	3,391,051.26	2,237,200.00	(1,153,851.26)	151.6

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

WATER FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>ADMINISTRATION</u>					
02-25-5010-00 SALARIES	2,780.72	20,204.66	36,000.00	15,795.34	56.1
02-25-5010-03 OVERTIME	.00	.00	300.00	300.00	.0
02-25-5015-00 PART-TIME SALARIES	462.54	3,835.28	7,200.00	3,364.72	53.3
02-25-5020-00 JANITORIAL SALARIES	216.66	1,716.67	2,700.00	983.33	63.6
02-25-5025-00 MANAGER	2,067.18	17,522.30	26,900.00	9,377.70	65.1
02-25-5050-00 PAYROLL TAXES	399.91	3,297.93	5,600.00	2,302.07	58.9
02-25-5060-00 RETIREMENT FUND	377.70	3,138.73	5,100.00	1,961.27	61.5
02-25-5065-00 HEALTH INSURANCE	791.43	6,331.88	12,500.00	6,168.12	50.7
02-25-5070-00 WORKMEN'S COMPENSATION	97.82	643.83	800.00	156.17	80.5
02-25-6010-00 UTILITIES	307.63	1,523.70	4,000.00	2,476.30	38.1
02-25-6505-00 OFFICE EXPENSE	59.24	1,462.85	5,000.00	3,537.15	29.3
02-25-6506-00 UTILITY BILL MAILING	666.34	4,488.83	7,100.00	2,611.17	63.2
02-25-6507-00 BILL PRESENTMENT	.00	.00	10,000.00	10,000.00	.0
02-25-6510-00 TELEPHONE	132.11	819.04	1,800.00	980.96	45.5
02-25-6511-00 TRAINING & MEETINGS	.00	710.00	1,200.00	490.00	59.2
02-25-6513-00 PUBLISHING	.00	.00	1,000.00	1,000.00	.0
02-25-6515-00 DUES AND SUBSCRIPTIONS	.00	2,229.00	2,200.00	(29.00)	101.3
02-25-6518-00 CLEANING SUPPLIES	68.35	549.95	1,000.00	450.05	55.0
02-25-6520-00 MILEAGE & EXPENSES	.00	27.79	500.00	472.21	5.6
02-25-6522-00 INSURANCE & BONDS	.00	4,875.00	6,500.00	1,625.00	75.0
02-25-6544-02 CAPITAL OUTLAY - COMP. SOFT	.00	190.10	2,500.00	2,309.90	7.6
02-25-6544-07 MISCELLANEOUS OFFICE	.00	108.89	300.00	191.11	36.3
02-25-7020-00 REPAIR & MAINT.	113.06	408.16	1,000.00	591.84	40.8
02-25-8010-00 AUDIT	.00	1,500.00	6,000.00	4,500.00	25.0
02-25-8011-00 PROF. SERV.-WATER ADJUDICATION	.00	578.75	30,000.00	29,421.25	1.9
02-25-8012-00 COMP. PROFESSIONAL SERVICES	369.55	4,704.14	6,000.00	1,295.86	78.4
02-25-8014-00 LEGAL	31.00	992.00	8,000.00	7,008.00	12.4
02-25-8016-00 SALARY STUDY FEES	.00	.00	700.00	700.00	.0
02-25-8017-00 PROFESSIONAL SERVICES	8,389.07	16,265.45	30,000.00	13,734.55	54.2
02-25-9028-00 COMMUNICATIONS	.00	.00	3,500.00	3,500.00	.0
TOTAL ADMINISTRATION	17,330.31	98,124.93	225,400.00	127,275.07	43.5

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

WATER FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>OPERATIONS - WATER FUND</u>					
02-70-5010-00 SALARIES	14,642.46	120,849.82	225,000.00	104,150.18	53.7
02-70-5010-03 OVERTIME	430.14	1,546.18	10,000.00	8,453.82	15.5
02-70-5015-00 PART TIME SALARIES	.00	2,331.00	2,600.00	269.00	89.7
02-70-5050-00 PAYROLL TAXES	1,118.91	9,823.74	18,200.00	8,376.26	54.0
02-70-5060-00 RETIREMENT FUND	716.08	6,334.55	13,000.00	6,665.45	48.7
02-70-5065-00 HEALTH INSURANCE	4,231.70	34,716.13	59,000.00	24,283.87	58.8
02-70-5070-00 WORKMEN'S COMPENSATION	586.92	3,862.99	8,300.00	4,437.01	46.5
02-70-6010-00 UTILITIES	26,241.03	108,279.59	185,000.00	76,720.41	58.5
02-70-6510-00 TELEPHONE	431.50	3,800.69	7,500.00	3,699.31	50.7
02-70-6511-00 TRAINING	135.00	1,633.00	3,000.00	1,367.00	54.4
02-70-6518-00 CLEANING SUPPLIES	96.67	836.63	1,600.00	763.37	52.3
02-70-6522-00 INSURANCE	.00	17,184.50	25,000.00	7,815.50	68.7
02-70-6524-00 GAS AND OIL	570.57	4,224.21	10,000.00	5,775.79	42.2
02-70-6525-00 GIS SYSTEM	.00	.00	25,000.00	25,000.00	.0
02-70-6526-00 CHEMICALS	9,996.75	66,609.42	145,000.00	78,390.58	45.9
02-70-6527-00 SUPPLIES-SAFETY EQPT.	63.00	1,077.48	3,400.00	2,322.52	31.7
02-70-6528-00 OPERATING SUPPLIES	769.90	4,069.57	10,000.00	5,930.43	40.7
02-70-6544-01 METER UPGRADE	661.75	19,828.43	95,000.00	75,171.57	20.9
02-70-6544-02 TOOLS	.00	5,850.18	10,000.00	4,149.82	58.5
02-70-6544-07 TESTING EQUIPMENT	.00	.00	4,000.00	4,000.00	.0
02-70-6544-08 VEHICLE-PURCHASE	17,523.97	17,523.97	19,500.00	1,976.03	89.9
02-70-6544-13 WATER PLANT IMPROVEMENTS	.00	.00	80,000.00	80,000.00	.0
02-70-6544-22 WATERLINE REPLACEMENT	.00	.00	30,000.00	30,000.00	.0
02-70-6544-29 INSTRUMENTATION UPGRADES	.00	.00	65,000.00	65,000.00	.0
02-70-6544-32 EMERGENCY WATER INTERCONNECT	.00	164,543.00	350,000.00	185,457.00	47.0
02-70-6544-36 FIRE HYDRANT REPAIRS	10,159.14	10,993.23	40,000.00	29,006.77	27.5
02-70-7015-00 R&M WATERLINES	.00	6,593.20	25,000.00	18,406.80	26.4
02-70-7020-00 REPAIRS & MAINTENANCE	1,498.96	26,497.28	83,000.00	56,502.72	31.9
02-70-7022-00 VEHICLE REPAIRS	75.00	758.62	4,000.00	3,241.38	19.0
02-70-7030-00 PURCHASED WATER	.00	.00	12,700.00	12,700.00	.0
02-70-7035-00 WATER ASSESMENT	.00	80,135.60	98,000.00	17,864.40	81.8
02-70-7090-00 INSURANCE DEDUCTIBLES	.00	244.90	10,000.00	9,755.10	2.5
02-70-8012-00 PROFESSIONAL SERVICES	2,757.42	11,237.88	40,000.00	28,762.12	28.1
TOTAL OPERATIONS - WATER FUND	92,706.87	731,385.79	1,717,800.00	986,414.21	42.6
<u>TRANSFERS OUT</u>					
02-80-7051-00 TRANSFER TO OTHER FUNDS	.00	.00	90,000.00	90,000.00	.0
TOTAL TRANSFERS OUT	.00	.00	90,000.00	90,000.00	.0
TOTAL FUND EXPENDITURES	110,037.18	829,510.72	2,033,200.00	1,203,689.28	40.8
NET REVENUE OVER EXPENDITURES	598,470.17	2,561,540.54	204,000.00	(2,357,540.54)	1255.7

TOWN OF JOHNSTOWN
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

SEWER FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
03-00-4310-00 SEWER CHARGES	147,835.30	1,157,376.70	1,610,000.00	452,623.30	71.9
03-00-4320-00 SEWER TAP FEES	4,100.00	197,440.00	.00	(197,440.00)	.0
03-00-4330-00 MISCELLANEOUS	5,558.54	64,595.19	10,000.00	(54,595.19)	646.0
03-00-4610-00 EARNINGS ON INVESTMENTS	1,631.52	39,899.23	35,000.00	(4,899.23)	114.0
TOTAL SOURCE 00	159,125.36	1,459,311.12	1,655,000.00	195,688.88	88.2
TOTAL FUND REVENUE	159,125.36	1,459,311.12	1,655,000.00	195,688.88	88.2

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

SEWER FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>PERSONNEL</u>					
03-25-5010-00 SALARIES	3,455.48	25,151.80	58,000.00	32,848.20	43.4
03-25-5010-03 OVERTIME	.00	.00	500.00	500.00	.0
03-25-5015-00 PART-TIME SALARIES	462.54	3,835.28	7,200.00	3,364.72	53.3
03-25-5020-00 JANITORIAL SALARIES	216.67	1,716.65	2,600.00	883.35	66.0
03-25-5025-00 MANAGER SALARIES	4,012.78	34,014.02	52,000.00	17,985.98	65.4
03-25-5050-00 PAYROLL TAXES	597.45	5,011.58	9,000.00	3,988.42	55.7
03-25-5060-00 RETIREMENT FUND	619.68	5,125.44	8,600.00	3,474.56	59.6
03-25-5065-00 HEALTH INSURANCE	1,160.41	9,292.08	28,100.00	18,807.92	33.1
03-25-5070-00 WORKMEN'S COMPENSATION	97.82	643.83	700.00	56.17	92.0
03-25-6010-00 UTILITIES - TOWN HALL	343.82	1,702.95	4,400.00	2,697.05	38.7
03-25-6505-00 OFFICE EXPENSES	.00	550.80	4,400.00	3,849.20	12.5
03-25-6506-00 UTILITY BILL MAILING	666.34	4,488.81	7,100.00	2,611.19	63.2
03-25-6507-00 ON LINE BILL PRESENTMENT	.00	.00	8,000.00	8,000.00	.0
03-25-6510-00 TELEPHONE	132.10	819.03	1,800.00	980.97	45.5
03-25-6511-00 TRAINING & MEETINGS	.00	.00	700.00	700.00	.0
03-25-6515-00 DUES & SUBSCRIPTIONS	.00	.00	500.00	500.00	.0
03-25-6518-00 CLEANING SUPPLIES	68.35	608.71	1,000.00	391.29	60.9
03-25-6520-00 MILEAGE & EXPENSES	.00	.00	800.00	800.00	.0
03-25-6522-00 INSURANCE & BONDS	.00	5,075.00	6,900.00	1,825.00	73.6
03-25-6544-02 COMPUTER SOFTWARE	.00	.00	2,500.00	2,500.00	.0
03-25-6544-07 MISCELLANEOUS OFFICE	.00	.00	400.00	400.00	.0
03-25-7020-00 REPAIR & MAINTENANCE	87.73	303.76	1,100.00	796.24	27.6
03-25-8010-00 AUDIT	.00	1,500.00	7,000.00	5,500.00	21.4
03-25-8012-00 PROFESSIONAL SERVICES	369.55	4,637.99	6,000.00	1,362.01	77.3
03-25-8014-00 LEGAL	945.50	2,079.00	30,000.00	27,921.00	6.9
03-25-8016-00 SALARY STUDY	.00	.00	800.00	800.00	.0
03-25-8017-00 PROFESSIONAL SERVICES - ENG.	.00	.00	20,000.00	20,000.00	.0
TOTAL PERSONNEL	13,236.22	106,556.73	270,100.00	163,543.27	39.5

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

SEWER FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>OPERATIONS - SEWER FUND</u>					
03-70-5010-00 SALARIES	17,896.35	146,980.64	265,000.00	118,019.36	55.5
03-70-5010-03 OVERTIME PAY	525.71	1,889.72	10,000.00	8,110.28	18.9
03-70-5050-00 PAYROLL TAXES	1,367.48	11,719.44	21,100.00	9,380.56	55.5
03-70-5060-00 RETIREMENT FUND	875.23	7,661.94	15,000.00	7,338.06	51.1
03-70-5065-00 HEALTH INSURANCE	5,172.09	42,348.67	70,000.00	27,651.33	60.5
03-70-5070-00 WORKMEN'S COMPENSATION	684.74	4,506.80	8,600.00	4,093.20	52.4
03-70-6010-00 UTILITIES	14,307.03	119,642.78	230,000.00	110,357.22	52.0
03-70-6510-00 TELEPHONE	560.33	3,765.01	5,500.00	1,734.99	68.5
03-70-6511-00 TRAINING	.00	330.00	3,000.00	2,670.00	11.0
03-70-6518-00 CLEANING SUPPLIES	96.67	852.20	1,500.00	647.80	56.8
03-70-6522-00 INSURANCE	.00	20,371.00	27,800.00	7,429.00	73.3
03-70-6524-00 GAS AND OIL	570.57	4,224.24	12,500.00	8,275.76	33.8
03-70-6525-00 GIS MAPPING	.00	.00	25,000.00	25,000.00	.0
03-70-6526-00 CHEMICALS	7,312.45	59,741.38	108,000.00	48,258.62	55.3
03-70-6527-00 SUPPLIES-SAFETY EQPT.	.00	496.34	3,500.00	3,003.66	14.2
03-70-6528-00 OPERATING SUPPLIES	85.39	1,089.07	10,000.00	8,910.93	10.9
03-70-6544-02 TOOLS	.00	.00	3,500.00	3,500.00	.0
03-70-6544-03 VEHICLE	17,384.00	17,384.00	19,000.00	1,616.00	91.5
03-70-6544-04 MANHOLE INSTALLATION	.00	.00	25,000.00	25,000.00	.0
03-70-6544-10 SEWERLINE REPLACEMENT	.00	5,142.21	20,000.00	14,857.79	25.7
03-70-6544-16 INSTRUMENTATION UPGRADES	.00	.00	115,000.00	115,000.00	.0
03-70-7015-00 REPAIRS & MAINT - MAINS	.00	6,442.21	20,000.00	13,557.79	32.2
03-70-7020-00 REPAIRS & MAINTENANCE	10,252.29	52,779.61	65,000.00	12,220.39	81.2
03-70-7022-00 VEHICLE REPAIRS	.00	826.62	3,500.00	2,673.38	23.6
03-70-7023-00 WEED CONTROL/GROUND MAINT.	.00	.00	3,000.00	3,000.00	.0
03-70-7025-00 SEWERLINE CLEANING	.00	.00	30,000.00	30,000.00	.0
03-70-7090-00 INSURANCE DEDUCTIBLES	.00	.00	7,500.00	7,500.00	.0
03-70-8012-00 PROFESSIONAL SERVICES	7,945.48	18,766.40	65,000.00	46,233.60	28.9
TOTAL OPERATIONS - SEWER FUND	85,035.81	526,960.28	1,193,000.00	666,039.72	44.2
TOTAL FUND EXPENDITURES	98,272.03	633,517.01	1,463,100.00	829,582.99	43.3
NET REVENUE OVER EXPENDITURES	60,853.33	825,794.11	191,900.00	(633,894.11)	430.3

TOWN OF JOHNSTOWN
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

CONSERVATION TRUST

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
				9	
05-00-4070-00 COLORADO LOTTERY	.00	40,834.39	50,000.00	9,165.61	81.7
05-00-4110-00 PARK FEES	7,500.00	53,000.00	62,500.00	9,500.00	84.8
05-00-4130-00 LARIMER COUNTY USE TAX	10,055.94	57,992.72	40,000.00	(17,992.72)	145.0
05-00-4330-00 OTHER	1,842.38	5,851.99	1,200.00	(4,651.99)	487.7
05-00-4610-00 CT-EARNINGS ON INVEST.	152.25	5,048.95	3,500.00	(1,548.95)	144.3
TOTAL SOURCE 00	19,550.57	162,728.05	157,200.00	(5,528.05)	103.5
TOTAL FUND REVENUE	19,550.57	162,728.05	157,200.00	(5,528.05)	103.5

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

CONSERVATION TRUST

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
05-70-6533-00 TREE TRIMMING	.00	2,880.00	6,000.00	3,120.00	48.0
05-70-6544-01 CAPITAL - TREES	3,466.19	3,466.19	7,000.00	3,533.81	49.5
05-70-6544-04 LAWN MOWER	.00	33,654.34	46,000.00	12,345.66	73.2
05-70-6545-00 EDDIE ARAGON PARK	.00	1,737.00	6,000.00	4,263.00	29.0
05-70-6546-00 SUNRISE PARK	.00	966.16	3,500.00	2,533.84	27.6
05-70-6547-00 PARISH PARK	.00	476.15	3,500.00	3,023.85	13.6
05-70-6548-00 HAYS PARK	.00	44,708.16	55,700.00	10,991.84	80.3
05-70-6549-00 PIONEER RIDGE PARK	.00	.00	3,500.00	3,500.00	.0
05-70-6550-00 ROLLING HILLS RANCH PARK	.00	616.67	3,500.00	2,883.33	17.6
05-70-6551-00 JOHNSTOWN LAKE PARK	322.01	4,323.27	5,000.00	676.73	86.5
05-70-6553-00 CLEARVIEW PARK	.00	1,359.80	3,500.00	2,140.20	38.9
05-70-7020-00 REPAIR & MAINT.	.00	695.94	6,000.00	5,304.06	11.6
TOTAL DEPARTMENT 70	3,788.20	94,883.68	149,200.00	54,316.32	63.6
TOTAL FUND EXPENDITURES	3,788.20	94,883.68	149,200.00	54,316.32	63.6
NET REVENUE OVER EXPENDITURES	15,762.37	67,844.37	8,000.00	(59,844.37)	848.1

TOWN OF JOHNSTOWN
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

CONTINGENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
06-00-4110-00 TRANSFER FROM GENERAL FUND	30,000.00	30,000.00	225,000.00	195,000.00	13.3
06-00-4610-00 CF-EARNINGS ON INVESTMENTS	734.04	3,771.13	900.00	(2,871.13)	419.0
TOTAL SOURCE 00	30,734.04	33,771.13	225,900.00	192,128.87	15.0
TOTAL FUND REVENUE	30,734.04	33,771.13	225,900.00	192,128.87	15.0

TOWN OF JOHNSTOWN
 EXPENDITURES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

CONTINGENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
06-70-6544-00 TRANSFER TO BANK FUND	.00	2,982.50	1,450,300.00	1,447,317.50	.2
TOTAL DEPARTMENT 70	.00	2,982.50	1,450,300.00	1,447,317.50	.2
TOTAL FUND EXPENDITURES	.00	2,982.50	1,450,300.00	1,447,317.50	.2
NET REVENUE OVER EXPENDITURES	30,734.04	30,788.63	(1,224,400.00)	(1,255,188.63)	2.5

TOWN OF JOHNSTOWN
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

CEMETERY FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
07-00-4310-00 CEMETERY LOTS AND CARE	792.00	2,982.60	2,800.00	(182.60)	106.5
07-00-4610-00 CP-EARNINGS ON INVESTMENTS	44.66	460.09	100.00	(360.09)	460.1
TOTAL SOURCE 00	836.66	3,442.69	2,900.00	(542.69)	118.7
TOTAL FUND REVENUE	836.66	3,442.69	2,900.00	(542.69)	118.7
NET REVENUE OVER EXPENDITURES	836.66	3,442.69	2,900.00	(542.69)	118.7

TOWN OF JOHNSTOWN
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

EQUIPMENT REPLACEMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
09-00-4110-00 TRANSFER FROM GENERAL FUND	.00	.00	1,000,000.00	1,000,000.00	.0
09-00-4610-00 EARNINGS ON INVESTMENTS	.00	268.38	5,000.00	4,731.62	5.4
TOTAL SOURCE 00	.00	268.38	1,005,000.00	1,004,731.62	.0
TOTAL FUND REVENUE	.00	268.38	1,005,000.00	1,004,731.62	.0

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

EQUIPMENT REPLACEMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
09-70-6544-03 GRADER ROLL OVER	.00	18,900.00	19,000.00	100.00	99.5
09-70-6544-04 POLICE VEHICLE	76,536.00	85,130.33	117,000.00	31,869.67	72.8
09-70-6544-05 SNOW PLOW FOR PICKUP	6,572.00	6,572.00	10,500.00	3,928.00	62.6
09-70-6544-10 COMPUTERS	.00	799.98	28,000.00	27,200.02	2.9
09-70-6544-12 LOADER	.00	96,750.00	100,000.00	3,250.00	96.8
09-70-6544-20 COPIER	.00	2,323.35	10,000.00	7,676.65	23.2
09-70-6544-21 SOFTWARE	.00	.00	14,000.00	14,000.00	.0
TOTAL DEPARTMENT 70	83,108.00	210,475.66	298,500.00	88,024.34	70.5
TOTAL FUND EXPENDITURES	83,108.00	210,475.66	298,500.00	88,024.34	70.5
NET REVENUE OVER EXPENDITURES	(83,108.00)	(210,207.28)	706,500.00	916,707.28	(29.8)

TOWN OF JOHNSTOWN
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

DRAINAGE FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
11-00-4110-00 DRAINAGE FEES	32,814.00	258,892.28	375,000.00	116,107.72	69.0
11-00-4610-00 EARNINGS ON INVESTMENTS	1,145.90	10,289.06	6,200.00	(4,089.06)	166.0
TOTAL SOURCE 00	33,959.90	269,181.34	381,200.00	112,018.66	70.6
TOTAL FUND REVENUE	33,959.90	269,181.34	381,200.00	112,018.66	70.6

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

DRAINAGE FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>ADMINISTRATION</u>					
11-25-5010-00 CLERICAL SALARIES	1,396.75	9,066.74	18,500.00	9,433.26	49.0
11-25-5010-03 OVERTIME	.00	.00	100.00	100.00	.0
11-25-5011-00 PART TIME OFFICE	159.60	1,396.50	7,200.00	5,803.50	19.4
11-25-5025-00 MANAGER	2,067.18	17,522.30	26,900.00	9,377.70	65.1
11-25-5050-00 PAYROLL TAXES	274.03	2,228.97	4,000.00	1,771.03	55.7
11-25-5060-00 RETIREMENT FUND	221.88	1,816.80	3,300.00	1,483.20	55.1
11-25-5065-00 HEALTH INSURANCE	395.79	3,166.78	9,200.00	6,033.22	34.4
11-25-5070-00 WORKMAN'S COMPENSATION	97.82	643.83	600.00	(43.83)	107.3
11-25-6010-00 UTILITIES	144.77	798.35	1,800.00	1,001.65	44.4
11-25-6505-00 OFFICE SUPPLIES	.00	280.50	1,200.00	919.50	23.4
11-25-6506-00 UTILITY BILL MAILING	666.34	4,478.78	7,100.00	2,621.22	63.1
11-25-6507-00 ON LINE BILL PRESENTMENT	.00	.00	2,000.00	2,000.00	.0
11-25-6510-00 TELEPHONE	13.27	700.00	700.00	.00	100.0
11-25-6522-00 INSURANCE AND BONDS	.00	1,875.00	2,500.00	625.00	75.0
11-25-6544-04 COMPUTER SOFTWARE	.00	.00	2,500.00	2,500.00	.0
11-25-7020-00 MAINTENANCE AND REPAIRS	87.70	303.73	500.00	198.27	60.8
11-25-8010-00 AUDIT	.00	1,500.00	2,500.00	1,000.00	60.0
11-25-8012-00 COMPUTER PROF. SERVICES	279.00	2,632.91	3,300.00	667.09	79.8
11-25-8014-00 LEGAL	.00	.00	2,000.00	2,000.00	.0
11-25-8017-00 PROFESSIONAL SERVICES	.00	.00	1,500.00	1,500.00	.0
TOTAL ADMINISTRATION	5,804.13	48,411.19	97,400.00	48,988.81	49.7
<u>OPERATIONS</u>					
11-70-5010-00 SALARIES	.00	6,587.79	21,000.00	14,412.21	31.4
11-70-5010-03 OVERTIME	.00	.00	600.00	600.00	.0
11-70-5050-00 PAYROLL TAXES	.00	590.46	2,000.00	1,409.54	29.5
11-70-5060-00 RETIREMENT FUND	.00	483.97	1,200.00	716.03	40.3
11-70-5065-00 HEALTH INSURANCE	.00	2,658.42	10,100.00	7,441.58	26.3
11-70-5070-00 WORKMEN'S COMPENSATION	293.46	1,931.49	1,700.00	(231.49)	113.6
11-70-6510-00 TELEPHONE	17.22	740.01	800.00	59.99	92.5
11-70-6511-00 TRAINING	.00	.00	600.00	600.00	.0
11-70-6522-00 INSURANCE	.00	3,450.00	4,600.00	1,150.00	75.0
11-70-6524-00 GAS & OIL	189.19	728.58	2,200.00	1,471.42	33.1
11-70-6526-00 OPERATING SUPPLIES	38.67	270.69	1,100.00	829.31	24.6
11-70-6544-06 INFRASTRUCTURE REPAIR	.00	.00	20,000.00	20,000.00	.0
11-70-7020-00 REPAIR & MAINTENANCE	30.98	61.96	2,000.00	1,938.04	3.1
11-70-7022-00 VEHICLE REPAIRS	.00	.00	800.00	800.00	.0
11-70-7024-00 INLET REPLACEMENT	.00	.00	20,000.00	20,000.00	.0
11-70-7026-00 CURB/GUTTER REPLACEMENT	23,412.62	23,412.62	35,000.00	11,587.38	66.9
TOTAL OPERATIONS	23,982.14	40,915.99	123,700.00	82,784.01	33.1
TOTAL FUND EXPENDITURES	29,786.27	89,327.18	221,100.00	131,772.82	40.4
NET REVENUE OVER EXPENDITURES	4,173.63	179,854.16	160,100.00	(19,754.16)	112.3

TOWN OF JOHNSTOWN
 EXPENDITURES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

LIBRARY

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
14-00-5010-00 LIBRARY- SALARIES	17,748.73	150,266.25	.00	(150,266.25)	.0
14-00-5050-00 LIBRARY-PAYROLL TAXES	1,329.52	11,892.98	.00	(11,892.98)	.0
14-00-5065-00 HEALTH INS.	369.30	2,954.40	.00	(2,954.40)	.0
14-00-5070-00 WORKMENS COMPENSATION	195.64	1,287.66	.00	(1,287.66)	.0
TOTAL DEPARTMENT 00	19,643.19	166,401.29	.00	(166,401.29)	.0
TOTAL FUND EXPENDITURES	19,643.19	166,401.29	.00	(166,401.29)	.0
NET REVENUE OVER EXPENDITURES	(19,643.19)	(166,401.29)	.00	166,401.29	.0

TOWN OF JOHNSTOWN
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

CAPITAL PROJECTS FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
15-00-4060-00 USE TAX	414,946.29	2,095,475.95	850,000.00	(1,245,475.95)	246.5
15-00-4610-00 EARNINGS ON INVESTMENTS	7,149.65	58,546.73	30,000.00	(28,546.73)	195.2
15-00-4720-00 FROM WATER FUND	.00	.00	45,000.00	45,000.00	.0
TOTAL SOURCE 00	422,095.94	2,154,022.68	925,000.00	(1,229,022.68)	232.9
TOTAL FUND REVENUE	422,095.94	2,154,022.68	925,000.00	(1,229,022.68)	232.9

TOWN OF JOHNSTOWN
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

CAPITAL PROJECTS FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
15-70-6544-16 SOUTH PARISH RR CROSSING	.00	.00	65,000.00	65,000.00	.0
15-70-6544-17 YMCA FEASIBILITY STUDY	.00	4,497.00	12,000.00	7,503.00	37.5
15-70-7015-00 ANNUAL OVERLAY	.00	.00	250,000.00	250,000.00	.0
15-70-7020-00 STREET REPAIR & MAINT.	12,283.23	104,646.71	150,000.00	45,353.29	69.8
15-70-7022-00 ALLEY IMPROVEMENTS	.00	.00	2,000.00	2,000.00	.0
15-70-7035-00 COMMUNITY CENTER IMPROVEMENTS	.00	.00	5,000.00	5,000.00	.0
15-70-7041-00 LIBRARY IMPROVEMENTS	.00	10,151.03	12,500.00	2,348.97	81.2
15-70-7045-00 STREETLIGHTS	.00	.00	5,000.00	5,000.00	.0
15-70-7047-00 SIGNS	842.50	1,133.30	30,000.00	28,866.70	3.8
15-70-7065-00 SIDEWALK/CURB REPL.	2,530.00	2,530.00	15,000.00	12,470.00	16.9
15-70-7085-00 SHOP IMPROVEMENTS	.00	.00	5,500.00	5,500.00	.0
15-70-7090-00 COLUMBINE COMPLEX REPAIRS	.00	.00	5,000.00	5,000.00	.0
15-70-8017-00 PROFESSIONAL SERVICES	.00	32,083.19	75,000.00	42,916.81	42.8
TOTAL DEPARTMENT 70	15,655.73	155,041.23	632,000.00	476,958.77	24.5
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15-80-7060-00 REBATE	.00	24,752.96	150,000.00	125,247.04	16.5
TOTAL DEPARTMENT 80	.00	24,752.96	150,000.00	125,247.04	16.5
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TOTAL FUND EXPENDITURES	15,655.73	179,794.19	782,000.00	602,205.81	23.0
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NET REVENUE OVER EXPENDITURES	406,440.21	1,974,228.49	143,000.00	(1,831,228.49)	1380.6

TOWN OF JOHNSTOWN
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

JOHNSON'S CORNER IMP. FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
16-00-4070-00 FROM SALES TAX	11,422.00	71,693.21	93,000.00	21,306.79	77.1
16-00-4610-00 EARNINGS ON INVESTMENTS	.00	235.61	20.00	(215.61)	1178.1
TOTAL SOURCE 00	11,422.00	71,928.82	93,020.00	21,091.18	77.3
TOTAL FUND REVENUE	11,422.00	71,928.82	93,020.00	21,091.18	77.3

TOWN OF JOHNSTOWN
 EXPENDITURES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

JOHNSON'S CORNER IMP. FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
16-70-7010-00 CONSTRUCTION	.00	72,000.00	107,020.00	35,020.00	67.3
TOTAL DEPARTMENT 70	.00	72,000.00	107,020.00	35,020.00	67.3
TOTAL FUND EXPENDITURES	.00	72,000.00	107,020.00	35,020.00	67.3
NET REVENUE OVER EXPENDITURES	11,422.00	(71.18)	(14,000.00)	(13,928.82)	(.5)

TOWN OF JOHNSTOWN
REVENUES WITH COMPARISON TO BUDGET
FOR THE 8 MONTHS ENDING AUGUST 31, 2016

IMPACT FEES

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
17-00-4610-00 EARNINGS ON INVESTMENTS	4,717.96	42,307.06	35,000.00	(7,307.06)	120.9
TOTAL SOURCE 00	4,717.96	42,307.06	35,000.00	(7,307.06)	120.9
<u>SOURCE 01</u>					
17-01-4110-01 TRANSPORATION FAC. DEV. FEE	198,744.22	714,459.74	230,000.00	(484,459.74)	310.6
17-01-4110-02 POLICE FACILTIES DEV. FEE	26,235.50	128,052.08	53,000.00	(75,052.08)	241.6
17-01-4110-03 PUBLIC FACILITIES DEV. FEE	70,220.64	289,191.60	142,000.00	(147,191.60)	203.7
17-01-4110-04 PARKS & OPEN SPACE DEV. FEE	17,295.00	167,052.20	138,000.00	(29,052.20)	121.1
17-01-4110-05 LIBRARY FACILITIES FEE	10,260.00	90,164.40	27,000.00	(63,164.40)	333.9
17-01-4110-06 TRAFFIC SIGNAL	278.86	4,940.62	5,000.00	59.38	98.8
TOTAL SOURCE 01	323,034.22	1,393,860.64	595,000.00	(798,860.64)	234.3
TOTAL FUND REVENUE	327,752.18	1,436,167.70	630,000.00	(806,167.70)	228.0

TOWN OF JOHNSTOWN
 EXPENDITURES WITH COMPARISON TO BUDGET
 FOR THE 8 MONTHS ENDING AUGUST 31, 2016

IMPACT FEES

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
17-70-8017-00 PARKS & OPEN - PROFESSIONAL	.00	.00	20,000.00	20,000.00	.0
17-70-8018-00 TRANSPORTATION EXPENDITURES	471.21	36,462.56	700,000.00	663,537.44	5.2
TOTAL DEPARTMENT 70	471.21	36,462.56	720,000.00	683,537.44	5.1
TOTAL FUND EXPENDITURES	471.21	36,462.56	720,000.00	683,537.44	5.1
NET REVENUE OVER EXPENDITURES	327,280.97	1,399,705.14	(90,000.00)	(1,489,705.14)	1555.2

ORDINANCE

No. 2016-143

TOWN OF JOHNSTOWN, COLORADO

ORDINANCE NO. 2016-143

**AN ORDINANCE PROHIBITING THE OPERATION
OF RECREATIONAL MARIJUANA ESTABLISHMENTS
AND MARIJUANA CONSUMPTION ESTABLISHMENTS;
SUPERSEDING ORDINANCE NO. 2013-126**

WHEREAS, the Town of Johnstown, Colorado (the "Town") is a municipal corporation duly organized and existing under its Home Rule Charter adopted pursuant to Article XX of the Constitution of the State of Colorado; and

WHEREAS, the Town Council, in the interest of the health, safety and welfare of the Town and its residents, desires to prohibit business uses related to marijuana in the Town; and

WHEREAS, Article XX, Section 6, of the Colorado Constitution and State statutes, including, but not limited to C.R.S. § 31-15-401, provide the Town with broad authority to exercise police powers to promote and protect the health, safety, and welfare of the community and the residents; and

WHEREAS, the Town's police powers include the power to regulate the nature and type of businesses allowed within the community; and

WHEREAS, Article XVIII, Section 16, of the Colorado Constitution authorizes a municipality to enact ordinances and regulations prohibiting the operation of recreational marijuana establishments; and

WHEREAS, the Town Council hereby finds and determines that it is in the best interest of the Town and its residents to prohibit the operation of recreational marijuana establishments and marijuana consumption establishments in the Town; and

WHEREAS, the Town Council previously adopted Ordinance No. 2013-126, prohibiting marijuana cultivation facilities, marijuana testing facilities, marijuana product manufacturing facilities and retail marijuana stores in the Town; and

WHEREAS, Ordinance No. 2013-126 codified the prohibition at Section 10-253 of the Johnstown Municipal Code; and

WHEREAS, the Johnstown Municipal Code contains a Section 10-253 that is different and distinct from the prohibition set forth in Ordinance No. 2013-126; and

WHEREAS, the Town Council, to alleviate confusion, desires that this Ordinance shall supersede and replace Ordinance No. 2013-126.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO:

Section 1. Section 16-12 of the Johnstown Municipal Code shall be amended to include the following definitions in alphabetical order to read as follows:

Sec. 16-12. Specific words and phrases.

Marijuana or recreational marijuana means all parts of the plant of the genus *cannabis*, whether growing or not, the seeds thereof, the resin extracted from any part of the plant and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or its resin, including marijuana concentrate. *Marijuana* includes marijuana products as defined herein. *Marijuana* does not include industrial hemp, nor does it include fiber produced from the stalks, oil or cake made from the seeds of the plant, sterilized seed of the plant which is incapable of germination or the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink or other product.

Marijuana consumption establishment means an organization, business, club or commercial operation that allows its members or guests to burn, smoke, inhale the vapors of or otherwise consume marijuana in any form on the premises.

Marijuana cultivation facility shall have the meaning set forth in Article XVIII, Section 16, of the Colorado Constitution and includes without limitation any real property used for or upon which there is any type of structure associated with cultivating, preparing or packaging marijuana.

Marijuana products means concentrated marijuana products and marijuana products that are comprised of marijuana and other ingredients and are intended for use or consumption, such as, but not limited to, edible products, ointments and tinctures.

Marijuana product manufacturing facility shall have the meaning set forth in Article XVIII, Section 16, of the Colorado Constitution and includes without limitation any real property used for or upon which there is any type of structure associated with manufacturing, preparing or packaging marijuana.

Marijuana testing facility shall have the meaning set forth in Article XVIII, Section 16, of the Colorado Constitution and includes without limitation any real property used for or upon which there is any type of structure associated with analyzing and certifying the safety and potency of marijuana.

Recreational marijuana establishment means a marijuana cultivation facility, a marijuana testing facility, a marijuana product manufacturing facility or a retail marijuana store.

Retail marijuana store shall have the meaning set forth in Article XVIII, Section 16, of the Colorado Constitution and includes without limitation any real property used for or upon which there is any type of structure associated with the sale of marijuana to consumers.

Section 2. Article III of Chapter 16 of the Johnstown Municipal Code shall be amended by the addition of Section 16-26, which shall read as follows:

Sec. 16-26. Recreational marijuana prohibitions.

- (a) Intent, authority and applicability.
 - (1) Intent. The intent of this Section is to prohibit business uses related to recreational marijuana in the Town.
 - (2) Authority. The Town Council has authority to prohibit business uses related to recreational marijuana in the Town, deriving from, among other sources, Article XX, Section 6, of the Colorado Constitution, State statutes, including but not limited to C.R.S. § 31-15-401, and Article XVIII, Section 16, of the Colorado Constitution.
 - (3) Applicability. This Section shall apply to all property in the Town.
- (b) Uses prohibited.
 - (1) It shall be unlawful for any person to operate, cause to be operated or permit to be operated a recreational marijuana establishment in the Town.
 - (2) It shall be unlawful for any person to operate, cause to be operated or permit to be operated a marijuana consumption establishment in the Town.

Section 3. Repeal. Existing or parts of ordinances covering the same matters as embraced in this Ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Ordinance.

Section 4. Publication and Effective Date. This Ordinance, after its passage on final reading, shall be numbered, recorded, published and posted as required by the Town Charter and the adoption, posting and publication shall be authenticated by the signature of the Mayor and the Town Clerk and by the Certificate of Publication. This Ordinance shall become effective upon final passage as provided by the Home Rule Charter of the Town of Johnstown, Colorado. Copies of the entire Ordinance are available at the office of the Town Clerk.

INTRODUCED, AND APPROVED on first reading by the Town Council of the Town of Johnstown, Colorado, this 24 day of September 2016.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Gary Lebsack, Mayor Pro-Tem

PASSED UPON FINAL APPROVAL AND ADOPTED on second reading by the
Town Council of the Town of Johnstown, Colorado, this ___ day of _____, 2016.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Scott James, Mayor

AGENDA ITEM 9A

ORDINANCE

No. 2016-144

(Repealing Johnstown Municipal Code)

(Section 10-24(b) (1)

(Loitering for the Purpose of Begging)

(*Public Hearing)

(First Reading)

**** PUBLIC HEARING PROCEDURE-Ordinance No. 2016-144(First Reading) An Ordinance Repealing Johnstown Municipal Code Section 10-24(b) (1), Loitering for the Purpose of Begging***

1. Open public hearing.
2. Receive information from staff.
3. Ask to hear from anyone who supports Ordinance No. 2016-144.
4. Ask to hear from anyone who opposes Ordinance No. 2016-144.
5. Close the public hearing.
6. Ask for discussion.
7. Make decision and/or motion from Council.
 - a. Need motion to approve or deny Ordinance No. 2016-144 on first reading.

(SUGGESTED MOTIONS):

For Approval:

I move to approve Ordinance No. 2016-144 on first reading, An Ordinance Repealing Johnstown Municipal Code Section 10-24(b) (1), Loitering for the Purpose of Begging.

For Denial:

I move to deny approval of Ordinance No. 2016-144 on first reading.

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: September 19, 2016

ITEM NUMBER: 9A

SUBJECT: *Public Hearing – (First Reading) Consider Ordinance No. 2016-144, An Ordinance Repealing Johnstown Municipal Code § 10-24(b)(1), Loitering for the Purpose of Begging

ACTION PROPOSED: Approve Ordinance No. 2016-144 on first reading

PRESENTED BY: Town Attorney and Chief of Police

AGENDA ITEM DESCRIPTION: Johnstown Municipal Code § 10-24(b)(1) provides that it shall be unlawful for any person to “loiter for the purpose of begging.” In *United States v. Kokinda*, 497 U.S. 720, 725 (1990) (“*Kokinda*”), the Supreme Court held that solicitation is a recognized form of speech protected by the First Amendment. Since the *Kokinda* decision, numerous courts have held that non-aggressive panhandling similarly constitutes protected speech. See, e.g., *Browne v. City of Grand Junction*, *Browne v. City of Grand Junction*, 136 F. Supp.3d 1276 (D.Colo. 2015).

Due to the development of the law, repealing Johnstown Municipal Code § 10-24(b)(1) is in the best interest of the Town. The Johnstown Municipal Code contains other provisions, even after the repeal of Johnstown Municipal Code § 10-24(b)(1), that protect the citizens of the Town.

LEGAL ADVICE: Ordinance No. 2016-144 was prepared by the Town Attorney.

FINANCIAL ADVICE: N/A

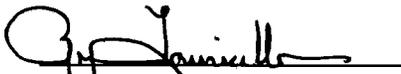
RECOMMENDED ACTION: Approve Ordinance No. 2016-144 on first reading.

SUGGESTED MOTION:

For Approval: I move to approve Ordinance No. 2016-144 on first reading, An Ordinance Repealing Johnstown Municipal Code § 10-24(b)(1), Loitering for the Purpose of Begging.

For Denial: I move to deny approval of Ordinance No. 2016-144 on first reading.

Reviewed:


Town Manager

ORDINANCE

No. 2016-144

TOWN OF JOHNSTOWN, COLORADO

ORDINANCE NO. 2016-144

**AN ORDINANCE REPEALING
JOHNSTOWN MUNICIPAL CODE § 10-24(b)(1),
LOITERING FOR THE PURPOSE OF BEGGING**

WHEREAS, the Town of Johnstown, Colorado (the “Town”) is a municipal corporation duly organized and existing under its Home Rule Charter adopted pursuant to Article XX of the Constitution of the State of Colorado; and

WHEREAS, Johnstown Municipal Code § 10-24(b)(1) provides that it shall be unlawful for any person to “loiter for the purpose of begging;” and

WHEREAS, the Supreme Court, in *United States v. Kokinda*, 497 U.S. 720 (1990) (“*Kokinda*”), held that solicitation is a recognized form of speech protected by the First Amendment; and

WHEREAS, since the *Kokinda* decision, numerous courts have held that non-aggressive panhandling similarly constitutes constitutionally-protected speech, *see, e.g., Browne v. City of Grand Junction*, 136 F. Supp.3d 1276 (D. Colo. 2015); and

WHEREAS, due to the development of the law, the Town Council hereby finds that repealing Johnstown Municipal Code § 10-24(b)(1) is in the best interest of the Town; and

WHEREAS, the Town Council further finds that the remaining provisions of the Johnstown Municipal Code, with the repeal of § 10-24(b)(1), are sufficient to safeguard and protect the citizens of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO:

Section 1. Repeal. Section 10-24(b)(1) of the Johnstown Municipal Code is hereby repealed.

Section 2. Renumber. Sections 10-24(b)(2)–(5) of the Johnstown Municipal Code shall be re-numbered respectively to hereinafter be referred to as Sections 10-24(b)(1)–(4).

Section 3. Publication and Effective Date. This Ordinance, after its passage on final reading, shall be numbered, recorded, published and posted as required by the Town Charter and the adoption, posting and publication shall be authenticated by the signature of the Mayor and the Town Clerk and by the Certificate of Publication. This Ordinance shall become effective

upon final passage as provided by the Home Rule Charter of the Town of Johnstown, Colorado. Copies of the entire Ordinance are available at the office of the Town Clerk.

INTRODUCED, AND APPROVED on first reading by the Town Council of the Town of Johnstown, Colorado, this ___ day of _____, 2016.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Scott James, Mayor

PASSED UPON FINAL APPROVAL AND ADOPTED on second reading by the Town Council of the Town of Johnstown, Colorado, this ___ day of _____, 2016.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Scott James, Mayor

