

**ORDINANCE NO. 436**

**AN ORDINANCE AUTHORIZING THE EXPENDITURE OF RESTRICTED CASH FROM THE TOWN OF HOLLY EMERGENCY RESERVE FUND.**

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF HOLLY, COLORADO THAT:

WHEREAS, the Town of Holly has been beset by a winter blizzard which has caused the Town to incur unanticipated expenses which were not budgeted for year 2007; and

WHEREAS, a Prowers County Disaster Declaration was drafted and verbal approval was given from Commissioner Mauch at 1413 hours on 29 December 2006 to submit to the State Office of EOC/DEM; and

WHEREAS, subsequently the Office of the Governor declared Prowers County to be a disaster area; and

WHEREAS, a cash Emergency Reserve Fund of the Town of Holly exists as required under the Colorado State Constitution; and

WHEREAS, an emergency of the Town exists wherein expenditures of the Emergency Reserve Fund are necessary to cover the unanticipated costs associated with the blizzard; now therefore

BE IT ORDAINED by the Board of Trustees of the Town of Holly, State of Colorado that:

Section 1. Disaster Emergency.

- (a) It is hereby declared that a disaster emergency exists and that this Ordinance is necessary for the immediate preservation of the public health, peace, and safety.

Section II. Emergency Reserve Fund.

- (a) The Clerk/Treasurer of the Town is hereby directed to withdraw money from the restricted Emergency Reserve Fund for the purpose of meeting the Town's obligations for payment of expenses related to the blizzard disaster.

Introduced, read, and adopted this Third day of January, 2007.

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Albert C. Crum, Mayor

ATTEST:

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Teresa Neugebauer, Clerk/Treasurer