

BY AUTHORITY

RESOLUTION NO. CR16-1065
SERIES OF 2016

COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

A RESOLUTION

By the Council of the City and County of Denver, sitting ex officio as the Board of Directors of the Gateway Village General Improvement District, approving a Work Plan, adopting a Budget and making appropriations for the Budget Year 2017 and approving a Mill Levy.

WHEREAS, the Gateway Village General Improvement District ("the District") was created by Ordinance No. 551, Series 1994, and said Ordinance recognized the Council of the City and County of Denver as the Board of Directors of the District (the "Board of Directors"), pursuant to C.R.S. 31-25-609, C.R.S.; and

WHEREAS, Ordinance No. 551 also established a District Advisory Board (the "Advisory Board"), comprised of representatives of key agencies of the City and the individual signatories to the Petition for organization of the District, and specified that such Advisory Board should, subject to the approval of the Board of Directors, conduct and manage all affairs of the District as the authorized agent of the Board of Directors, including its financial and legal affairs; and

WHEREAS, by its Resolution No. 32, Series 1995, the Board of Directors delegated the authority to exercise certain of its powers under C.R.S. 31-25-601 et seq. and authorized the Advisory Board to enter into contracts not exceeding \$100,000 or as set forth in a Work Plan approved by the Board of Directors; and

WHEREAS, the said Resolution No. 32 also calls for the Advisory Board to prepare, deliver and recommend to the Board of Directors, at least once a year, a proposed Work Plan and Budget for the next succeeding fiscal year; and

WHEREAS, the Board of Directors is authorized to approve the Work Plan and Budget; and

WHEREAS, the Advisory Board has prepared, reviewed and recommended to the Council for its approval a District Work Plan and Budget for the 2017 Budget Year; and

WHEREAS, approval of the Work Plan does not authorize construction, purchase or approval of reimbursement for items on the Work Plan without prior approval and prioritization of each item by the Advisory Board; and

1 **WHEREAS**, the eligible electors of the District have approved ballot issues authorizing the
2 collection, retention and spending of the property tax and other revenues in the amounts specified in
3 the proposed budget;

4 **NOW, THEREFORE, AFTER HOLDING A PUBLIC HEARING IN ACCORDANCE WITH**
5 **PUBLICATION, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER,**
6 **IN ITS EX OFFICIO CAPACITY AS THE BOARD OF DIRECTORS OF THE GATEWAY VILLAGE**
7 **GENERAL IMPROVEMENT DISTRICT:**

8 **Section 1.** That the 2017 Budget and Work Plan for the District as filed in the Office of the City
9 Clerk on the 30th day of September, 2016, Filing No. 2005-0860-S be and hereby is adopted and
10 approved for the budget year 2017. That the estimated revenues and expenditures for the District's
11 General Fund, the Debt Service Fund and the Capital Projects Fund for fiscal year 2017, as more
12 specifically set forth in the Budget, are adopted and approved.

13 **Section 2.** That the following sums are hereby appropriated from the revenues of the District,
14 for the purposes stated:

15	General Fund	\$ 449,366
16	Debt Service Fund	\$ 0
17	Capital Projects Fund	<u>\$ 0</u>
18	Total Fund Appropriations	\$ 449,366

19 **Section 3.** That the amount of money necessary to be raised from property taxes for the
20 purpose of the District's General Operating Expenses is \$449,366; that the total valuation for
21 assessment in the District is \$22,468,320 and that a levy of 20.000 mills upon each dollar of the total
22 valuation for assessment of all taxable property within the District is hereby approved and certified for
23 levy and collection by the City and County of Denver in accordance with law.

24 **Section 4.** That the City Clerk of the City and County of Denver, acting ex officio as the
25 Secretary of the Board of Directors of the District, shall attest and affix the seal of the District to this
26 resolution.

27 **[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]**

1 COMMITTEE APPROVAL DATE: November 10, 2016 by consent

2 MAYOR-COUNCIL DATE: November 15, 2016

3 **APPROVED THIS 21ST DAY OF NOVEMBER, 2016 BY THE CITY COUNCIL OF THE CITY AND**
4 **COUNTY OF DENVER, SITTING EX OFFICIO AS THE BOARD OF DIRECTORS OF THE**
5 **GATEWAY VILLAGE GENERAL IMPROVEMENT DISTRICT:**

6 _____ - PRESIDENT OF CITY COUNCIL,
7 EX-OFFICIO PRESIDENT OF THE DISTRICT

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9 ATTEST: _____ - CITY CLERK, EX-OFFICIO
10 SECRETARY OF THE DISTRICT

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12 NOTICE PUBLISHED IN THE DAILY JOURNAL: October 28, 2016

13 PREPARED BY: Seter & Vander Wall, P.C. DATE: November 17, 2016

14 REVIEWED BY: Jo Ann Weinstein, Assistant City Attorney DATE: November 17, 2016

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16 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of
17 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
18 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to
19 § 3.2.6 of the Charter.

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21 Kristin M. Bronson, Denver City Attorney

22 BY:  _____, Assistant City Attorney DATE: Nov 17, 2016