

BY AUTHORITY

RESOLUTION NO. CR20-1267
SERIES OF 2020

COMMITTEE OF REFERENCE:
Finance & Governance

A RESOLUTION

By the Council of the City and County of Denver, sitting ex officio as the Board of Directors of the RiNo Denver General Improvement District, approving a Work Plan, adopting a Budget, imposing Capital Charges and Maintenance Charges, approving a Mill Levy, and making appropriations for the 2021 Fiscal Year, and approving an Amended Work Plan, adopting an Amended Budget, and making appropriations for the 2020 Fiscal Year, as necessary.

WHEREAS, the RiNo Denver General Improvement District (the “District”) was created by Denver Ordinance No. 15-0309, Series of 2015 (“Creation Ordinance”), and said Creation Ordinance recognized the Council of the City and County of Denver as the ex officio Board of Directors of the District (the “Board of Directors”), pursuant to C.R.S. 31-25-609, C.R.S.; and

WHEREAS, the Board of Directors is authorized to approve the District’s Work Plan and Budget and to issue debt and collect Capital Charges and a Mill Levy; and

WHEREAS, the Creation Ordinance established a District Advisory Board (the “Advisory Board”) for the District, and specified that such Advisory Board should, subject to the approval of the Board of Directors, conduct and manage certain affairs of the District as the authorized agent of the Board of Directors including certain financial and legal affairs; and

WHEREAS, the Creation Ordinance also calls for the Advisory Board to hold a public hearing on, and deliver and recommend to the Board of Directors, at least once a year, a Work Plan, Budget, Capital Charges, and Mill Levy (as such terms are defined in the Creation Ordinance or state law) for the next succeeding fiscal year; and

WHEREAS, following due notice, the Advisory Board held a public hearing on the proposed Work Plan, Budget, and Mill Levy on September 23, 2020, and on the proposed Capital Charges on November 19, 2020, all for the 2021 Fiscal Year, and has prepared, delivered and recommended to the Board of Directors for its approval the District Work Plan, Budget, Capital Charges, and Mill Levy for the 2021 Fiscal Year; and

WHEREAS, the Advisory Board has prepared, delivered and recommended to the Board of Directors for its approval an Amended District Work Plan and Amended Budget for the 2020 Fiscal Year; and

WHEREAS, in an election held on November 3, 2015, the eligible electors of the District approved a ballot issue authorizing the issuance of debt, property taxes, and collection, retention

1 and spending of revenues in the amounts not less than as specified in the proposed 2021 Work Plan
2 and Budget and the Amended 2020 Work Plan and Budget.

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

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8 **Section 1.** That the 2021 Work Plan and Budget for the District as filed in the Office of the
9 City Clerk, ex-officio Secretary of the District, in File No. 2015-0201-J be and hereby is adopted and
10 approved.

11 **Section 2.** The sum of money identified for each fund in the 2021 Budget for expenditure in
12 the 2021 Fiscal Year is hereby appropriated for such purpose.

13 **Section 3.** That imposition of Capital Charges which are necessary for the purpose of the
14 District's expenses as set forth in the 2021 Work Plan and Budget, are hereby approved.

15 **Section 4.** That a Mill Levy of 4.000 mills for general operating purposes is approved.

16 **Section 5.** That the fiscal year of the District shall begin on the first day of January and end
17 on the last day of December each year.

18 **Section 6.** That the Amended 2020 Budget and Work Plan for the District as filed in the Office
19 of the City Clerk, ex-officio Secretary of the District, in File No. 2015-0201-J be and hereby are
20 adopted and approved.

21 **Section 7.** The sum of money identified for each fund in the 2020 Amended Budget for
22 expenditure in the 2020 Fiscal Year is hereby appropriated for such purpose.

23 **Section 8.** The financial authorizations set forth herein shall continue to be effective as
24 provided in the November 3, 2015 election.

25 **Section 9.** That the City Clerk of the City and County of Denver, acting ex officio as the
26 Secretary of the Board of Directors of the District, shall attest and affix the seal of the District to this
27 Resolution.

28 **[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]**

1 COMMITTEE APPROVAL DATE: November 10, 2020

2 MAYOR-COUNCIL DATE: November 17, 2020 by Consent

3 **APPROVED THIS 30TH DAY OF NOVEMBER 2020, BY THE CITY COUNCIL OF THE CITY AND**
4 **COUNTY OF DENVER, SITTING EX OFFICIO AS THE BOARD OF DIRECTORS OF THE RINO**
5 **DENVER GENERAL IMPROVEMENT DISTRICT:**

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

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

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13 NOTICE PUBLISHED IN THE DAILY JOURNAL: September 17, 2020

14 PREPARED BY: Spencer Fane LLP DATE: November 4, 2020
15 REVIEWED BY: Bradley T. Neiman, Assistant City Attorney DATE: November 25, 2020

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17 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of
18 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
19 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to
20 § 3.2.6 of the Charter.

21 Kristin M. Bronson, Denver City Attorney

22 BY: *Kristin M. Bronson*, Assistant City Attorney

DATE: Nov 25, 2020

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