

1 BY AUTHORITY

2
3 RESOLUTION _____

COMMITTEE OF REFERENCE:
Public Works

4
5 SERIES OF 2014

6
7 **A RESOLUTION**

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10 **By the Council of the City and County of Denver, sitting ex officio as the Board of**
11 **Directors of the Gateway Village General Improvement District, approving a Work**
12 **Plan, adopting a Budget and making appropriations for the Budget Year 2015 and**
13 **approving a mill levy.**

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

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

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

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

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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 2015 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

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

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

Section 1. That the 2015 Budget and Work Plan for the District as filed in the Office of the City Clerk on the 15th day of October, 2014, Filing No. 05-860-Q be and hereby is adopted and approved for the budget year 2015. That the estimated revenues and expenditures for the District's General Fund, the Debt Service Fund and the Capital Projects Fund for fiscal year 2015, as more specifically set forth in the Budget, are adopted and approved.

Section 2. That the following sums are hereby appropriated from the revenues of

85 **APPROVED THIS 3rd DAY OF NOVEMBER, 2014 BY THE CITY COUNCIL OF**
86 **THE CITY AND COUNTY OF DENVER, SITTING EX OFFICIO AS THE BOARD OF**
87 **DIRECTORS OF THE GATEWAY VILLAGE GENERAL IMPROVEMENT DISTRICT**
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90 _____ PRESIDENT OF CITY COUNCIL, EX-
91 OFFICIO PRESIDENT OF THE DISTRICT
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94 ATTEST: _____ CITY CLERK, EX-OFFICIO SECRETARY
95 OF THE DISTRICT
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97 NOTICE PUBLISHED IN THE DAILY JOURNAL OCTOBER 22, 2014
98

99 PREPARED BY: SETER & VANDER WALL, P.C.
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101 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by
102 the office of the City Attorney. We find no irregularity as to form, and have no legal
103 objection to the proposed resolution. The proposed resolution **is not** submitted to the
104 City Council for approval pursuant to §3.2.6 of the Charter.
105

106 SCOTT MARTINEZ, City Attorney

107 BY: _____ - _____ City Attorney

108 DATE: _____, 2014