

1 **BY AUTHORITY**

2 RESOLUTION NO. CR16-1065  
3 SERIES OF 2016

COMMITTEE OF REFERENCE:  
Land Use, Transportation & Infrastructure

4 **A RESOLUTION**

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

9 **WHEREAS**, the Gateway Village General Improvement District ("the District") was created by  
10 Ordinance No. 551, Series 1994, and said Ordinance recognized the Council of the City and County of  
11 Denver as the Board of Directors of the District (the "Board of Directors"), pursuant to C.R.S. 31-25-  
12 609, C.R.S.; and

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

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

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

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

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

28 **WHEREAS**, approval of the Work Plan does not authorize construction, purchase or approval  
29 of reimbursement for items on the Work Plan without prior approval and prioritization of each item by  
30 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 30<sup>th</sup> 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 21<sup>ST</sup> 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

8  
9 ATTEST: \_\_\_\_\_ - CITY CLERK, EX-OFFICIO  
10 SECRETARY OF THE DISTRICT

11  
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.

20  
21 Kristin M. Bronson, Denver City Attorney

22 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_