

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2018

COUNCIL BILL NO. CB18-0397
COMMITTEE OF REFERENCE:
Finance & Governance

5 **A BILL**

6 **For an ordinance approving an exception to the time limitation in the Amended**
7 **and Restated Service Plans of the Denver Gateway Center Metropolitan District**
8 **and the Denver Gateway Meadows Metropolitan District.**

9
10 **WHEREAS**, the Amended and Restated Service Plans of the Denver Gateway Center
11 Metropolitan District (“Center”) and Service Plan of the Denver Gateway Meadows Metropolitan
12 District (“Meadows”) (the “Districts”) were approved in 2004 (“Service Plans”); and

13 **WHEREAS**, the Service Plans include the following sentence: The continued existence of
14 the District for any purpose after December 31, 2046 shall, however, constitute a material
15 modification of the Restated Service Plan, unless the prior approval of the City Council is obtained
16 (the “Time Limitation”) (Center Service Plan, p. 25, Meadows Service Plan, p. 24); and

17 **WHEREAS**, the Time Limitation constrains the ability of the Districts to issue debt to finance
18 the public infrastructure; and


19 **WHEREAS**, the Time Limitation authorizes the City Council to approve exceptions thereto;
20 and

21 **NOW THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY**
22 **OF DENVER:**

23 **Section 1.** The City Council hereby approves an exception to the Time Limitation in both the
24 Center Service Plan and Meadows Service Plan as follows which exception shall stay in effect for
25 each District until all debt of such District is discharged. The District shall file a petition in district
26 court for dissolution, pursuant to the Special District Act when it deems such action to be in the best
27 interest of such District; provided, however in no event shall dissolution occur until the District has
28 discharged all its outstanding debt.

29 **Section 2.** This Ordinance shall take effect immediately upon passage.

30 **[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]**
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1 COMMITTEE APPROVAL DATE: April 24, 2018 by Consent
2 MAYOR-COUNCIL DATE: May 1, 2018
3 PASSED BY THE COUNCIL: _____
4 _____ - PRESIDENT
5 APPROVED: _____ - MAYOR _____
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____
10 PREPARED BY: Jo Ann Weinstein, Assistant City Attorney DATE: May 3, 2018
11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
14 § 3.2.6 of the Charter.
15
16 Kristin M. Bronson, Denver City Attorney
17
18 BY: , Assistant City Attorney DATE: May 3, 2018