

BY AUTHORITY

RESOLUTION NO. CR13-0702
SERIES OF 2013

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 2014 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 2014 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

NOW, THEREFORE, AFTER HOLDING A PUBLIC HEARING IN ACCORDANCE WITH PUBLICATION, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF

1 **DENVER, IN ITS EX OFFICIO CAPACITY AS THE BOARD OF DIRECTORS OF THE**
2 **GATEWAY VILLAGE GENERAL IMPROVEMENT DISTRICT:**

3 **Section 1.** That the 2014 Budget and Work Plan for the District as filed in the Office of the
4 City Clerk on the 2nd day of October, 2013, Filing No. 05-860-P be and hereby is adopted and
5 approved for the budget year 2014. That the estimated revenues and expenditures for the District's
6 General Fund, the Debt Service Fund and the Capital Projects Fund for fiscal year 2014, as more
7 specifically set forth in the Budget, are adopted and approved.

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

| | | |
|----|---------------------------|-------------|
| 10 | General Fund | \$300,000 |
| 11 | Debt Service Fund | \$360,924 |
| 12 | Capital Projects Fund | <u>\$ 0</u> |
| 13 | Total Fund Appropriations | \$660,924 |

14 **Section 3.** That the amount of money necessary to be raised from property taxes for the
15 purpose of the District's General Operating Expenses and Debt Service is \$552,497; that the total
16 valuation for assessment in the District is \$16,999,910 and that a levy of 32.500 mills upon each
17 dollar of the total valuation for assessment of all taxable property within the District is hereby
18 approved and certified for levy and collection by the City and County of Denver in accordance with
19 law.

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

23

1 **APPROVED THIS 28th DAY OF OCTOBER, 2013 BY THE CITY COUNCIL OF THE CITY AND**
2 **COUNTY OF DENVER, SITTING EX OFFICIO AS THE BOARD OF DIRECTORS OF THE**
3 **GATEWAY VILLAGE GENERAL IMPROVEMENT DISTRICT**

4 COMMITTEE APPROVAL DATE: (by Consent) October 17, 2013

5 MAYOR-COUNCIL DATE: October 22, 2013

6 PASSED BY THE COUNCIL ON: _____, 2013

7 _____ - PRESIDENT

8

9 ATTEST: _____ -CLERK AND RECORDER, EX OFFICIO

10 _____ CLERK OF THE CITY AND COUNTY

11 _____ OF DENVER

12 NOTICE PUBLISHED IN THE DAILY JOURNAL _____, 2013

13 PREPARED BY: SETER & VANDER WALL, P.C.

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

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19 DOUGLAS J. FRIEDNASH, City Attorney for the City and County of Denver

20 BY: _____ - Assistant City Attorney DATE: _____, 2013