

1 **BY AUTHORITY**

2 RESOLUTION NO. CR18-1242
3 SERIES OF 2018

COMMITTEE OF REFERENCE:
Business, Arts, Workforce & Aviation Services

4 **A RESOLUTION**

5 **By the Council of the City and County of Denver, sitting ex officio as the Board**
6 **of Directors of the RiNo Denver General Improvement District, approving a Work**
7 **Plan, adopting a Budget, imposing Capital Charges and Maintenance Charges,**
8 **approving a Mill Levy, and making appropriations for the 2019 Fiscal Year and**
9 **approving an Amended Work Plan, adopting an Amended Budget, and making**
10 **appropriations for the 2018 Fiscal Year.**

11
12 **WHEREAS**, the RiNo Denver General Improvement District (the “District”) was created by
13 Denver Ordinance No. 15-0309, Series of 2015 (“Creation Ordinance”), and said Creation Ordinance
14 recognized the Council of the City and County of Denver as the Board of Directors of the District (the
15 “Board of Directors”), pursuant to C.R.S. 31-25-609, C.R.S.; and

16 **WHEREAS**, the Board of Directors is authorized to approve the Work Plan and Budget and
17 to issue debt and collect Capital Charges and a Mill Levy; and

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

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

26 **WHEREAS**, following due notice, the Advisory Board held a public hearing on the proposed
27 Work Plan, Budget, Capital Charges and Mill Levy on October 17, 2018, and has prepared, delivered
28 and recommended to the Board of Directors for its approval the District Work Plan, Budget, Capital
29 Charges, and Mill Levy for the 2019 Fiscal Year and an Amended District Work Plan and Budget for
30 the 2018 Fiscal Year; and

31 **WHEREAS**, in an election held on November 3, 2015, the eligible electors of the District
32 approved a ballot issue authorizing the issuance of debt, property taxes, and collection, retention
33 and spending of revenues in the amounts not less than as specified in the proposed 2019 Work Plan
34 and Budget and Amended 2018 Work Plan and Budget.

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

6 **Section 1.** That the 2019 Work Plan and Budget for the District as filed in the Office of the
7 City Clerk, ex-officio Secretary of the District, in File No. 2015-0201-H be and hereby is adopted and
8 approved.

9 **Section 2.** That the Amended 2018 Work Plan and Budget for the District as filed in the Office
10 of the City Clerk, ex-officio Secretary of the District, in File No. 2015-0201-H be and hereby is
11 adopted and approved.

12 **Section 3.** The sum of money identified for each fund in the Amended 2018 Budget for
13 expenditure in the 2018 Fiscal Year is hereby appropriated for such purpose.

14 **Section 4.** The sum of money identified for each fund in the 2019 Budget for expenditure in
15 the 2019 Fiscal Year is hereby appropriated for such purpose.

16 **Section 5.** That imposition of Capital Charges which are necessary for the purpose of the
17 District's expenses as set forth in the 2019 Work Plan and Budget, are hereby approved.

18 **Section 6.** That a Mill Levy of 4.000 mills for general operating purposes is approved.

19 **Section 7.** That the fiscal year of the District shall begin on the first day of January and end
20 on the last day of December each year.

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

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

26 **[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]**
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1 COMMITTEE APPROVAL DATE: October 31, 2018

2 MAYOR-COUNCIL DATE: November 6, 2018

3 **APPROVED BY THE CITY COUNCIL OF THE CITY AND COUNTY OF DENVER, SITTING EX**
4 **OFFICIO AS THE BOARD OF DIRECTORS OF THE RINO DENVER GENERAL IMPROVEMENT**
5 **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

12
13 NOTICE PUBLISHED IN THE DAILY JOURNAL: November 16, 2018

14 PREPARED BY: Spencer Fane LLP DATE: November 15, 2018

15 REVIEWED BY: Jo Ann Weinstein, Assistant City Attorney DATE: November 15, 2018

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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
22 Kristin M. Bronson, Denver City Attorney

23
24 BY: _____, Assistant City Attorney DATE: _____