

1 Denver 14<sup>th</sup> Street General Improvement District

2 RESOLUTION NO. CR12-0778  
3 SERIES OF 2012

COMMITTEE OF REFERENCE:  
Land Use, Transportation & Infrastructure

4  
5 **A RESOLUTION**

6  
7 **By the Council of the City and County of Denver, sitting ex officio as the Board of**  
8 **Directors of the Denver 14<sup>th</sup> Street General Improvement District, approving a Work Plan,**  
9 **adopting a Budget, imposing Capital Charges and Maintenance Charges, and making**  
10 **appropriations for the 2013 Fiscal Year.**  
11

12 **WHEREAS**, the Denver 14<sup>th</sup> Street General Improvement District (the "District") was created by  
13 Denver Ordinance No. 464, Series of 2009, ("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 impose  
17 Capital Charges and Maintenance Charges; and,

18 **WHEREAS**, Denver Ordinance No. 463, Series of 2009, established a District Advisory Board (the  
19 "Advisory Board") for the District, and specified that such Advisory Board should, subject to the approval of  
20 the 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 said Ordinance No. 463 also calls for the Advisory Board to prepare, hold a public  
23 hearing on, deliver and recommend to the Board of Directors, at least once a year, a Work Plan, Budget,  
24 Capital Charges, and Maintenance Charges (as such terms are defined in the Creation Ordinance) for the  
25 next succeeding fiscal year; and,

26 **WHEREAS**, following due notice, the Advisory Board has held a public hearing on September 24,  
27 2012, on the proposed 2013 Capital Charges, Maintenance Charges, Work Plan and Budget, and has  
28 prepared, delivered and recommended to the Board of Directors for its approval the District Work Plan,  
29 Budget, Capital Charges, and Maintenance Charges for the 2013 Fiscal Year; and,

30 **WHEREAS**, in an election held on November 3, 2009, the eligible electors of the District approved  
31 ballot issues authorizing the creation of the District, the collection, retention and spending of revenues in  
32 the amounts not less than as specified in the proposed 2013 Work Plan, Budget and other matters; and,

33 **NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER,**  
34 **IN ITS EX OFFICIO CAPACITY AS THE BOARD OF DIRECTORS OF THE DENVER 14<sup>TH</sup> STREET**  
35 **GENERAL IMPROVEMENT DISTRICT:**  
36

37 **Section 1.** That the 2013 Work Plan and Budget for the District as filed in the Office of the City  
38 Clerk, ex-officio Secretary of the District on the 28<sup>th</sup> day of September, 2012, in File No. 09-629-U be and  
39 hereby is adopted and approved.

40 **Section 2.** The sum of money identified for each fund in the 2013 Budget for expenditure in  
41 fiscal year 2013 is hereby appropriated for such purpose.

1           **Section 3.**     That the Capital Charges and Maintenance Charges set forth in the schedules filed  
2 with the Office of the City Clerk, ex-officio Secretary of the District in File No. 09-629-U are hereby imposed  
3 on each property within the District boundaries and such amount of money, being necessary to be raised  
4 from Capital Charges and Maintenance Charges for the purpose of the District's expenses as set forth in  
5 the 2013 Budget, is hereby approved.

6           **Section 4.**     That the fiscal year of the District shall begin on the first day of January and end on  
7 the last day of December each year.

8           **Section 5.**     That the City Clerk of the City and County of Denver, acting ex officio as the  
9 Secretary of the Board of Directors of the District, shall attest and affix the seal of the District to this  
10 Resolution.

11 **APPROVED THIS \_\_\_ DAY OF \_\_\_\_\_, 2012, BY THE CITY COUNCIL OF THE CITY**  
12 **AND COUNTY OF DENVER, SITTING EX OFFICIO AS THE BOARD OF DIRECTORS OF THE DENVER**  
13 **14<sup>TH</sup> STREET GENERAL IMPROVEMENT DISTRICT.**  
14

15 PASSED BY THE BOARD OF DIRECTORS: \_\_\_\_\_ 2012  
16 \_\_\_\_\_ - PRESIDENT OF CITY COUNCIL, EX-OFFICIO  
17 PRESIDENT OF THE DISTRICT

18 ATTEST: \_\_\_\_\_ - CITY CLERK,  
19 EX-OFFICIO SECRETARY OF THE DISTRICT

20 PREPARED BY: Norman F. Kron, Jr, Spencer Fane & Grimshaw LLP     DATE: \_\_\_\_\_, 2012

21 REVIEWED BY: Karen A. Aviles, Assistant City Attorney             DATE: \_\_\_\_\_, 2012  
22 Douglas J. Friednash, Denver City Attorney

23  
24 BY: \_\_\_\_\_, Assistant City Attorney                             DATE: \_\_\_\_\_, 2012