

1 **BY AUTHORITY**

2 RESOLUTION NO. CR19-1104  
3 SERIES OF 2019

COMMITTEE OF REFERENCE:  
Finance & Governance

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 Denver 14<sup>th</sup> Street General Improvement District, approving a**  
7 **Work Plan, adopting a Budget, imposing Capital Charges and Maintenance**  
8 **Charges, and making appropriations for the 2020 Fiscal Year.**  
9

10 **WHEREAS**, the Denver 14<sup>th</sup> Street General Improvement District (the “District”) was created  
11 by Denver Ordinance No. 464, Series of 2009, (“Creation Ordinance”) and said Creation Ordinance  
12 recognized the Council of the City and County of Denver as the ex officio Board of Directors of the  
13 District (the “Board of Directors”), pursuant to C.R.S. 31-25-609, C.R.S.; and,

14 **WHEREAS**, the Board of Directors is authorized to approve the District’s Work Plan and  
15 Budget and impose Capital Charges and Maintenance Charges; and,

16 **WHEREAS**, Denver Ordinance No. 463, Series of 2009, established a District Advisory Board  
17 (the “Advisory Board”) for the District, and specified that such Advisory Board should, subject to the  
18 approval of the Board of Directors, conduct and manage certain affairs of the District as the  
19 authorized agent of the Board of Directors, including certain financial and legal affairs; and

20 **WHEREAS**, Denver Ordinance No. 463, Series of 2009, also calls for the Advisory Board to  
21 prepare, hold a public hearing on, deliver and recommend to the Board of Directors, at least once a  
22 year, a Work Plan, Budget, Capital Charges, and Maintenance Charges (as such terms are defined  
23 in the Creation Ordinance) for the next succeeding fiscal year; and,

24 **WHEREAS**, following due notice, the Advisory Board held a public hearing on September 24,  
25 2019, on the proposed Capital Charges, Maintenance Charges, Work Plan and Budget for the 2020  
26 Fiscal Year, and has prepared, delivered and recommended to the Board of Directors for its approval  
27 of the District Work Plan, Budget, Capital Charges, and Maintenance Charges for the 2020 Fiscal  
28 Year; and

29 **WHEREAS**, in an election held on November 3, 2009, the eligible electors of the District  
30 approved ballot issues authorizing the creation of the District, and the collection, retention and  
31 spending of revenues in the amounts not less than as specified in the proposed 2020 Work Plan and  
32 Budget.  
33

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 DENVER 14<sup>TH</sup>**  
4 **STREET GENERAL IMPROVEMENT DISTRICT:**

5  
6           **Section 1.** That the 2020 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. 2009-0629-AE, be and hereby are adopted  
8 and approved.

9           **Section 2.** The sum of money identified for each fund in the 2020 Budget for expenditure in  
10 the 2020 Fiscal Year is hereby appropriated for such purpose.

11           **Section 3.** That the Capital Charges and Maintenance Charges set forth in the schedules  
12 filed with the Office of the City Clerk, ex-officio Secretary of the District, are hereby imposed on each  
13 property within the District boundaries and such amount of money, being necessary to be raised  
14 from Capital Charges and Maintenance Charges for the purpose of the District’s expenses as set  
15 forth in the 2020 Budget, is hereby approved.

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

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

21                   **[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]**

22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34

1 COMMITTEE APPROVAL DATE: October 22, 2019

2 MAYOR-COUNCIL DATE: October 29, 2019

3 **APPROVED BY THE CITY COUNCIL OF THE CITY AND COUNTY OF DENVER, SITTING EX**  
4 **OFFICIO AS THE BOARD OF DIRECTORS OF THE DENVER 14<sup>TH</sup> STREET GENERAL**  
5 **IMPROVEMENT 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: September 16, 2019

14 PREPARED BY: Spencer Fane LLP DATE: October 24, 2019  
15 REVIEWED BY: Bradley T. Neiman, Assistant City Attorney DATE: November 14, 2019  
16

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 BY: *Kristin M. Bronson*, Assistant City Attorney DATE: Nov 13, 2019