

1 **BY AUTHORITY**

2
3 RESOLUTION NO. CR14-0885
4
5 SERIES OF 2014

COMMITTEE OF REFERENCE:
Infrastructure & Culture

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8 **A RESOLUTION**

9
10 **By the Council of the City and County of Denver, sitting ex officio as the**
11 **Board of Directors of the Gateway Village General Improvement District,**
12 **approving a Work Plan, adopting a Budget and making appropriations for the**
13 **Budget Year 2015 and approving a mill levy.**

14
15 **WHEREAS**, the Gateway Village General Improvement District ("the District") was created
16 by Ordinance No. 551, Series 1994, and said Ordinance recognized the Council of the City and
17 County of Denver as the Board of Directors of the District (the "Board of Directors"), pursuant to
18 C.R.S. 31-25-609, C.R.S.; and

19 **WHEREAS**, Ordinance No. 551 also established a District Advisory Board (the "Advisory
20 Board"), comprised of representatives of key agencies of the City and the individual signatories to the
21 Petition for organization of the District, and specified that such Advisory Board should, subject to the
22 approval of the Board of Directors, conduct and manage all affairs of the District as the authorized
23 agent of the Board of Directors, including its financial and legal affairs; and

24 **WHEREAS**, by its Resolution No. 32, Series 1995, the Board of Directors delegated the
25 authority to exercise certain of its powers under C.R.S. 31-25-601 et seq. and authorized the Advisory
26 Board to enter into contracts not exceeding \$100,000 or as set forth in a Work Plan approved by the
27 Board of Directors; and

28 **WHEREAS**, the said Resolution No. 32 also calls for the Advisory Board to prepare, deliver
29 and recommend to the Board of Directors, at least once a year, a proposed Work Plan and Budget for
30 the next succeeding fiscal year; and

31 **WHEREAS**, the Board of Directors is authorized to approve the Work Plan and Budget; and

32 **WHEREAS**, the Advisory Board has prepared, reviewed and recommended to the Council for
33 its approval a District Work Plan and Budget for the 2015 Budget Year; and

34 **WHEREAS**, approval of the Work Plan does not authorize construction, purchase or approval
35 of reimbursement for items on the Work Plan without prior approval and prioritization of each item by
36 the Advisory Board; and

37 **WHEREAS**, the eligible electors of the District have approved ballot issues authorizing the
38 collection, retention and spending of the property tax and other revenues in the amounts specified in
39 the proposed budget.

40 **NOW, THEREFORE, AFTER HOLDING A PUBLIC HEARING IN ACCORDANCE WITH**
41 **PUBLICATION, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF**
42 **DENVER, IN ITS EX OFFICIO CAPACITY AS THE BOARD OF DIRECTORS OF THE**
43 **GATEWAY VILLAGE GENERAL IMPROVEMENT DISTRICT:**
44

45 **Section 1.** That the 2015 Budget and Work Plan for the District as filed in the Office of the City
46 Clerk on the 1st day of October, 2014, Filing No. 05-860-Q be and hereby is adopted and approved for
47 the budget year 2015. That the estimated revenues and expenditures for the District's General Fund,
48 the Debt Service Fund and the Capital Projects Fund for fiscal year 2015, as more specifically set
49 forth in the Budget, are adopted and approved.

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

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53	General Fund	\$ 500,000
54	Debt Service Fund	\$ 364,701
55	Capital Projects Fund	\$ <u>0</u>
56	Total Fund Appropriations	\$ 864,701

57

58 **Section 3.** That the amount of money necessary to be raised from property taxes for the
59 purpose of the District's General Operating Expenses and Debt Service is \$561,753; that the total
60 valuation for assessment in the District is \$17,284,720 and that a levy of 32.500 mills upon each
61 dollar of the total valuation for assessment of all taxable property within the District is hereby
62 approved and certified for levy and collection by the City and County of Denver in accordance with
63 law.

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

67 **APPROVED THIS 3rd DAY OF NOVEMBER, 2014 BY THE CITY COUNCIL OF THE CITY AND**
68 **COUNTY OF DENVER, SITTING EX OFFICIO AS THE BOARD OF DIRECTORS OF THE**
69 **GATEWAY VILLAGE GENERAL IMPROVEMENT DISTRICT**
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1 COMMITTEE APPROVAL DATE: October 23, 2014 [by consent]

2 MAYOR-COUNCIL DATE: October 28, 2014

3 PASSED BY THE COUNCIL: _____, 2014

4 _____ - PRESIDENT

5 ATTEST: _____ - CLERK AND RECORDER,
6 EX-OFFICIO CLERK OF THE
7 CITY AND COUNTY OF DENVER

8
9 PREPARED BY: Seter & Vander Wall, P.C.

DATE: October 30, 2014

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11 Pursuant to section 13-12, D.R.M.C., this proposed resolution 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 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
14 3.2.6 of the Charter.

15

16 D. Scott Martinez, Denver City Attorney

17 BY: _____, Assistant City Attorney DATE: _____, 2014