

RESOLUTION NO. ____-25

A RESOLUTION OF THE CITY OF COLORADO SPRINGS
APPROVING THE FIRST AMENDMENT TO MODEL SERVICE
PLAN FOR THE TUSCAN FOOTHILLS VILLAGE
METROPOLITAN DISTRICT LOCATED NORTHWEST OF THE
INTERSECTION OF CENTENNIAL BOULEVARD AND NORTH
30TH STREET

WHEREAS, Section 32-1-204.5, C.R.S., provides that no special district shall be organized within a municipality except upon adoption of a resolution approving or conditionally approving the service plan of a proposed special district; and

WHEREAS, the City passed Resolution No. 111-22 adopting a Special District Policy ("Policy") to be applied to applications to create or modify a district authorized under Titles 31 and 32 of the Colorado Revised Statutes and adopting 'Model Service Plans' to be used in establishing and modifying metropolitan districts ("Model Service Plan"); and

WHEREAS, the City originally approved a service plan ("Service Plan") precedent to creating the Tuscan Foothills Village Metropolitan District (the "District") on September 27, 2016 through Resolution No. 97-16; and

WHEREAS, the City has considered the First Amendment to Model Service Plan ("Amendment") for the District with the recommended maximum mill levies and all other testimony and evidence presented at the Council meeting; and

WHEREAS, the Service Plan includes a preliminary financial plan in Exhibit F projecting and supporting anticipated debt issuances throughout the life of the District; and

WHEREAS, it appears to the City Council that the recommended maximum mill levies and other provisions of this Amendment are consistent with the Policy and Model Service Plan.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. The above and foregoing recitals are incorporated herein by reference and are adopted as findings and determinations of the City Council.

Section 2. The City Council of the City of Colorado Springs, having reviewed the Amendment, as submitted by the petitioner, has determined, based solely upon the Amendment and evidence presented to City Council in support of said Amendment, that it is consistent with the Policy and Model Service Plan.

Section 3. Based on approval of this resolution by at least a two-thirds vote of the entire City Council, as set forth in Section 7-100 of the City Charter, separate future City Council authorization of debt issuance by the District shall not be required. In addition, the total debt of

the District may exceed ten percent (10%) of the total assessed valuation of the taxable property within the District, provided that such debt is issued in general conformity with the initial financial plan provided in Exhibit F of the Service Plan as it relates to the proposed mill levy and term of such bonds.

Section 4. The District shall not be authorized to operate or maintain public improvements other than those listed in Exhibit D of the Service Plan until and unless this power is subsequently granted by the City. Such an approval may be by separate resolution, which would not require a formal amendment of the Service Plan.

Section 5. The Amendment for the District, attached as Exhibit 1, is hereby approved.

Section 6. This Resolution shall be in full force and effect immediately upon its adoption.

DATED at Colorado Springs, Colorado this ____ day of _____, 2025.

Council President

ATTEST:

Sarah B. Johnson, City Clerk