

RESOLUTION NO. ____-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS, COLORADO RESCINDING RESOLUTION NOS. 9-06, 83-14, 111-21 AND 112-21 AND ADOPTING A NEW SPECIAL DISTRICT POLICY TO BE APPLIED TO APPLICATIONS TO CREATE OR MODIFY A DISTRICT AUTHORIZED UNDER TITLES 31 AND 32 OF THE COLORADO REVISED STATUTES, MODEL SERVICE PLANS AND A MODEL BUSINESS IMPROVEMENT DISTRICT OPERATING PLAN AND BUDGET

WHEREAS, Section 32-l-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, Section 31-25-1211, C.R.S., provides that business improvement districts ("BID") shall submit and have their operating plans and budgets approved annually by City Council; and

WHEREAS, the City passed Resolution 9-06 adopting a Special District 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; and

WHEREAS, on August 26, 2014 the City approved Resolution Nos. 83-14 and 112-21 approving and subsequently amending a Model Annual BID Operating Plan and Budget; and

WHEREAS, on August 24, 2021 the City approved Resolution No. 111-21 adopting the most recent Model Service Plans; and

WHEREAS, the City has determined a need to further amend the Special District Policy, Model Service Plans and the Model BID Operating Plan and Budget; and

WHEREAS, the City's proposed new Special District Policy, Model Service Plans and Model BID Operating Plan and Budget have been reviewed by a Special District Working Group and other potentially concerned stakeholders.

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. Resolutions Nos. 09-06, 83-14, 111-21 and 112-21 are hereby rescinded.

Section 3. The City Council of Colorado Springs hereby adopts the Special District Policy ("Exhibit A"), the Model Service Plans ("Exhibit B" and "Exhibit C"), and the Model BID

Operating Plan and Budget (“Exhibit D”), all attached and made a part of this Resolution.

Section 4. Applications for new or amended district plans that have been formally submitted to the City prior to the date of adoption of this resolution shall be reviewed and approved subject to the Special District Policy in effect on the date of submission.

Section 5. All current and future active BIDs shall submit their annual operating plans and budgets, pursuant to Section 31-25-1211, C.R.S., to the City in conformance with the Model BID Operating Plan and Budget, Exhibit D, for the 2023 calendar year and for all years thereafter.

Section 6. This resolution and its adopting exhibits supersede all prior resolutions to the extent such are inconsistent herewith.

Section 7. This resolution shall be effective upon its approval by City Council.

Dated at Colorado Springs, Colorado, this 12th day of July 2022.

Council President

ATTEST:

Sarah Johnson, City Clerk