

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS, COLORADO, AMENDING RESOLUTION 121-12 AND STATING THE INTENT OF COUNCIL IN SUPPORT OF GROWING THE ASSETS OF THE COLORADO SPRINGS HEALTH FOUNDATION WHILE MAKING PRUDENT DISTRIBUTIONS OF GRANT FUNDS

WHEREAS, By City Council Resolution 121-12, the City Council of the City of Colorado Springs ("City Council") indicated its intent that the corpus of all funds contributed to the Colorado Springs Health Foundation ("Foundation") exceed \$100 million before the Foundation approves distributions in furtherance of its purposes with the goal of developing a significant charitable fund that will serve the community for years to come into the future; and

WHEREAS, the degree to which the Foundation's initial fund balance would be affected by litigation filed concerning the leasing of the Memorial Health System was unknown at the time that Resolution 121-12 was adopted, and

WHEREAS, due to a reduction in the contributions available for the Foundation occasioned by the settlement of litigation and payment of \$190 million to the Public Employees' Retirement Association, the Foundation is not projected to show a fund balance over \$100 million for several years, and

WHEREAS, the community is eager to experience the benefit of the Foundation's grant-making efforts and the City Council recognizes that the corpus of the funds can be protected into the future with a thoughtful balance between investing and growing the funds and a prudent distribution strategy to allow the Foundation to begin grant-making, and

WHEREAS, the City Council finds that it is in the best interest of the citizens of Colorado Springs and the citizens of the former service area of the Memorial Health System to rescind the initial \$100 million threshold indicated in Resolution 121-12 and to allow the community to derive benefit from the funds at an earlier date than would otherwise be possible.

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

Section 1. Section 3 of Resolution 121-12 is hereby rescinded. The remaining provisions of Resolution 121-12 remain in full force and effect.

Section 2. It is the intent of City Council that the Foundation be able to follow a prudent course of investment, in keeping with its approved investment policy, that will grow the fund balance into a significant charitable fund and that the Foundation be able to begin making grant distributions.

Dated at Colorado Springs, Colorado this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

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Council President

ATTEST:

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Sarah Johnson, City Clerk