

A RESOLUTION APPROVING AN AMENDED AND RESTATED
SERVICE PLAN FOR THE WILDGRASS AT ROCKRIMMON
METROPOLITAN DISTRICT

WHEREAS, Section 32-1-207, C.R.S., provides that no special district may materially modify its service plan except upon petition to the governing body of the municipality within which the special district lies and adoption of resolution of approval by such governing body; and

WHEREAS, pursuant to the provisions of Title 32, Colorado Revised Statutes, and pursuant to proper notice having been provided as required by law, the City Council held a public hearing and approved the original formation and the Consolidated Service Plan (the "Original Service Plan") for the Wildgrass at Rockrimmon Metropolitan District (the "District") by Resolution No. 159-07 adopted on September 11, 2007; and

WHEREAS, the District has petitioned the City to approve an Amended and Restated Service Plan ("Amendment to the Service Plan") to specifically authorize covenant enforcement and design review as a power and service of the District; and

WHEREAS, the Amendment to Service Plan includes a modification of the permitted operations and maintenance functions described in Exhibit D to the Amendment to the Service Plan ; and

WHEREAS, the Amendment to Service Plan also includes a restriction on end user debt service fees which conforms to the City's current special district policy; and

WHEREAS, the District submitted for review and City Council reviewed the Amendment to Service Plan for the District; and

WHEREAS, City Council considered the Amendment to Service Plan, as well as all other testimony and evidence presented at a public hearing on May 22, 2017, to determine whether to approve the District's proposed Amendment to 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. Council hereby finds that approval of the Service Plan Amendment is in the best interest of the City and the District.

Section 3. The Amendment to Service Plan as attached in Exhibit 1 is hereby approved.

Section 4. With the exception of those modifications specifically addressed in the Amendment to Service Plan, the Original Service Plan shall remain in full force and effect.

DATED at Colorado Springs, Colorado, this _____ day of _____ 2018.

Council President

ATTEST:

Sarah Johnson, City Clerk