



## Legislation Details (With Text)

**File #:** 17-1389      **Version:** 1      **Name:** Canyon Creek MD No. 2  
**Type:** Resolution      **Status:** Mayor's Office  
**File created:** 11/16/2017      **In control:** City Council  
**On agenda:** 12/12/2017      **Final action:** 12/12/2017

**Title:** A Resolution Appointing Members to the Canyon Creek Metropolitan District No. 2 Board of Directors

**Presenter:**  
Carl Schueler, Comprehensive Planning Manager, Planning & Community Development Department

**Sponsors:**

**Indexes:** Metropolitan District

**Code sections:**

**Attachments:** 1. CanyonCreekRES-2017-11-20, 2. Letter to City of Colorado Springs regarding appointment of Board of Directors, 2017-11-06, 3. Resumes, 4. History of Inclusions and Exclusions, 2017-11-14, 5. 1-11-27-17CanyonCreekPP, 6. Signed Resolution 154-17

Date	Ver.	Action By	Action	Result
12/12/2017	1	City Council	adopted	
11/27/2017	1	City Council Work Session	referred	

A Resolution Appointing Members to the Canyon Creek Metropolitan District No. 2 Board of Directors

**Presenter:**

Carl Schueler, Comprehensive Planning Manager, Planning & Community Development Department

**Summary:**

The Board of Directors for the Canyon Creek Metropolitan District No. 2 ("District") has been entirely vacated due to an exclusion of property from this district in 2017. Colorado Revised Statutes § 32-1-905 (2.5) requires City Council action to appoint directors to an entirely vacated district board. The owners/District are requesting temporary appointments of three (3) of the previous directors until an election can be held in May of 2018.

**Previous Council Action:**

City Council approved a consolidated service plan for the Canyon Creek Metropolitan Districts ("Districts") on October 14, 2008 (Resolution 177-08).

In November 2015 Council approved an urban renewal plan for a larger area encompassing this District.

This agenda item was introduced at a Council work session on November 27, 2017.

**Background:**

The Districts provide financing and a source of reimbursement for qualifying public improvements for a portion of the South Nevada/South Tejon redevelopment areas. District No. 1 is the small developer-controlled operating district. District No. 2 is the residential district and District No. 3 is the

commercial district. Since their creation in 2008 the Districts have been largely inactive until recently. They are intended to provide financing and operational functions within this area for this group of developers.

The Districts were created under the 2006 and still current Special District Policy, and with a Model Service Plan largely consistent with the City's currently adopted model. Districts No. 2 and 3 have a total levy of 40.0 mills in place but have no formally issued debt.

The following three individuals are requesting appointment to the Boards of Directors for District No. 2:

Sam Guadagnoli,  
Kathy Guadagnoli, and  
Mark Morley

Resumes of these individuals are attached. This action would put this Board in place until the next opportunity for an election which will occur on May 8, 2018.

**Financial Implications:**

There are no direct implications to general City taxpayers and ratepayers outside of the boundaries of these applicable metropolitan districts. This action is limited to reappointment of certain members of the prior Board of Directors for the District.

**Board/Commission Recommendation:**

N/A

**Stakeholder Process:**

The staff-level Special District Committee has been provided with the materials associated with this request. As of the date of this staff report, there have been no comments or questions from the Committee on this request.

**Alternatives:**

City Council has the options of approving or denying this request for temporary Board of Directors appointments. If Council were to continue this item to a later date, the District would be precluded from conducting any official business, including the adoption of a budget and certification of a mill levy for 2018.

**Proposed Motion:**

Move to adopt a resolution appointing members to the Board of Directors for the Canyon Creek Metropolitan District No 2.

N/A