

RESOLUTION NO. _____ - 25

A RESOLUTION OF THE CITY OF COLORADO SPRINGS
APPROVING AN AMENDED SERVICE PLAN FOR THE PEAK
METROPOLITAN DISTRICTS NOS. 4, 5, 6, AND 7.

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 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 (the "Policy and Model Service Plan"); and

WHEREAS, the City originally approved a service plan prior to creation of the Peak Metropolitan District Nos. 4, 5, 6 and 7, on July 26, 2022, by Resolution No. 103-22; and

WHEREAS, the City has considered an amendment to the service plan ("Amended Service Plan") for the Peak Metropolitan Districts Nos. 4, 5, 6, and 7 (the "Districts") with the recommended maximum mill levies and all other testimony and evidence presented at the Council meeting; and

WHEREAS, it appears to the City Council that the recommended maximum mill levies and other provisions of this Amended Service Plan 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 Amended Service Plan, as submitted by the petitioner, has determined, based solely upon the Amended Service Plan and evidence presented to City Council in support of said Amended Service Plan, that it is consistent with the Policy and Model Service Plan.

Section 3. The Districts shall not be authorized to operate or maintain public improvements other than those listed in Exhibit D of the Amended 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 Amended Service Plan.

Section 4. The Amended Service Plan for the District attached as Exhibit 1, is hereby approved.

Section 5. The City's approval of the Amended Service Plan is not a waiver of, nor a limitation upon, any right or power that the City is legally permitted to exercise with respect to the property subject to the Districts.

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

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

Lynette Crow-Iverson, Council President

ATTEST:

Sarah B. Johnson, City Clerk