

ORDINANCE NO. 017
OF THE COUNCIL OF THE CITY OF FORT COLLINS, COLORADO,
ACTING AS THE EX-OFFICIO BOARD OF DIRECTORS OF SKYVIEW
SOUTH GENERAL IMPROVEMENT DISTRICT NO. 15, APPROVING THE FISCAL YEAR
2024 BUDGET, DETERMINING AND FIXING THE MILL LEVY FOR PROPERTY TAXES
PAYABLE FISCAL YEAR 2024, DIRECTING THE SECRETARY OF THE DISTRICT TO
CERTIFY SUCH LEVY TO THE BOARD OF COMMISSIONERS OF LARIMER COUNTY
AND MAKING THE FISCAL YEAR 2024 ANNUAL APPROPRIATION FOR
SKYVIEW SOUTH GENERAL IMPROVEMENT DISTRICT NO. 15

WHEREAS, the Skyview South General Improvement District No. 15 (the "GID") was created by Larimer County in 1997 and annexed into the City by Phase Three of the Southwest Enclave Annexation in 2009; and

WHEREAS, pursuant to Colorado Revised Statutes ("C.R.S.") Sections 31-25-603 and 31-25-609, as a result of the annexation of the entire GID into the City, the GID is now a district of the City, and the City Council is to act as the ex-officio board of directors of the GID; and

WHEREAS, attached as Exhibit "A" and incorporated herein by reference is the GID's proposed fiscal year 2024 budget (the "Budget"); and

WHEREAS, GID staff has considered the amount of revenue to be raised by a levy on the taxable real property within the GID boundaries, and recommends imposing a levy of 10.0 mills upon each dollar of the assessed valuation of all such taxable real property for property taxes payable fiscal year 2024; and

WHEREAS, GID staff estimates a levy of 10.0 mills will result in \$40,000 of revenue; and

WHEREAS, the amount of this proposed mill levy is not an increase over prior years and, therefore, prior voter approval of the proposed levy is not required under Article X, Section 20 of the Colorado Constitution; and

WHEREAS, if a majority of voters approve the ballot issue identified as Proposition HH and for fiscal year 2024 only, Colorado Revised Statutes ("C.R.S.") Section 39-5-128(1)(b) requires certification of this tax levy to the Board of County Commissioners no later than January 5, 2024, but beginning fiscal year 2025, such certification shall occur no later than December 15th of that year and by December 15th in all subsequent years; however, if Proposition HH is not approved, the certification of the tax levy shall occur no later than December 15th of each year; and

WHEREAS, additional revenue totaling \$2,557 for 2024 is expected to be collected by the GID from interest earnings; and

WHEREAS, an appropriation of \$1,000 is needed from the GID's revenue to pay the \$1,000 fee owed to Larimer County for the 2024 collection of the GID's taxes.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS, acting ex-officio as the Board of Directors of the City of Fort Collins Skyview South General Improvement District No. 15, as follows:

Section 1. That the City Council, acting ex-officio as the Board of Directors of the City of Fort Collins General Improvement District No. 15, hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That the Budget is hereby approved.

Section 3. That the mill levy rate for taxation upon each dollar of the assessed valuation of taxable real property within the GID boundaries shall be 10.0 mills imposed on the assessed value of taxable property as set by state law for the GID's property taxes payable in 2024.

Section 4. That the City Clerk acting ex-officio as the Secretary for the GID shall certify this levy of 10.0 mills to the County Assessor and the Board of Larimer County Commissioners as provided by law and no later than January 5, 2024, if a majority of the voters approve the ballot issue identifies as Proposition HH; however, if Proposition HH is not approved, the City Clerk shall certify said mill levy no later than December 15, 2023.

Section 5. That the City Council, acting ex-officio as the Board of Directors of the City of Fort Collins General Improvement District No. 15, hereby appropriates out of the revenues of the GID for the fiscal year beginning January 1, 2024, and ending December 31, 2024, the sum of ONE THOUSAND DOLLARS (\$1,000) for payment to Larimer County for its collection of GID property taxes in 2023.

Section 6. That the remainder of the GID revenue to be received in 2024 from taxation and other sources, shall be reserved in fund balance until such future time as the Board of Directors authorizes, by appropriation, such revenue to be used for the purposes of the GID.

Introduced, considered favorably on first reading, and ordered published this 17th day of October, 2023, and to be presented for final passage on the 21st day of November, 2023.

Mayor, Ex Officio President

ATTEST:

City Clerk, Ex Officio Secretary

Passed and adopted on final reading this 21st day of November, 2023.

Mayor, Ex Officio President

ATTEST:

City Clerk, Ex Officio Secretary