

D9011204

ORDINANCE NO. 1
Series 2019

December 12, 2018: Introduced as Council Bill 10, Series 2018 by Councilor Katy Brown, seconded by Councilor Dan Sheldon and considered in full text on first reading. Passed by a vote of 5 yes and 0 no.

January 15, 2019: Considered in full text on second reading. Passed by a vote of 5 yes and 0 no.

**A BILL FOR AN ORDINANCE
OF THE CITY OF CHERRY HILLS VILLAGE
DECLARING THE ORGANIZATION OF THE CHERRY HILLS VILLAGE
CHARLOU PARK 3RD FILING GENERAL IMPROVEMENT DISTRICT**

WHEREAS, a Petition Regarding Approval of the Cherry Hills Village Charlou Park 3rd Filing General Improvement District, (the "Petition") was previously filed with City Council of the City of Cherry Hills Village (the "City Council"); and

WHEREAS, on August 21, 2018, the City Council reviewed the Petition and conducted a public hearing on the Petition; and

WHEREAS, by Ordinance 6, Series of 2018 (the "Prior Ordinance"), the City Council called an election to determine the question of the organization of the Cherry Hills Village Charlou Park 3rd Filing General Improvement District (the "District") and appointed a designated elected official for the November 6, 2018 election (the "Election"); and

WHEREAS, the Election was conducted as a mail ballot election coordinated with Arapahoe County in accordance with Section 3 of the Prior Ordinance; and

WHEREAS, pursuant to and in accordance with §§ 31-25-601, et seq., C.R.S., §§ 1-1-101 through 1-13-101, et seq., C.R.S., and the Prior Ordinance, the question of the organization of the District was submitted to qualified electors within the District at the Election; and

WHEREAS, pursuant to § 1-10-201, C.R.S., the designated election official caused to be appointed a canvass board for the Election (the "Board of Canvassers"), and the ballots were processed and counted in accordance with the provisions of §§ 1-1-101 through 1-13-101, et seq., C.R.S.; and

WHEREAS, on November 28, 2018, in accordance with § 1-10-203(1), C.R.S., the Board of Canvassers met and surveyed the Election returns, issued a certified statement of results and prepared an official abstract of votes cast; and

WHEREAS, a copy of the Board of Canvassers' Abstract of Votes and a copy of the Board of Canvassers' Certificate of Election Results are attached hereto as **Attachment A** and incorporated herein by this reference; and

WHEREAS, pursuant to § 31-25-607(4)(b), C.R.S. if a majority of the votes cast at the Election are in favor of the organization of the District, the City Council shall adopt an ordinance declaring the District organized; and

WHEREAS, a majority of those votes cast at the Election were in favor of the organization of the District; and

WHEREAS, the boundaries of the District were described with particularity in Attachment A of the Prior Ordinance and are included in **Attachment B** attached hereto;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, ORDAINS:

Section 1. The above and foregoing recitals are incorporated herein by reference and are adopted as findings and determinations of the City Council. The City Council further finds that it has continuing jurisdiction over the Petition.

Section 2. The City Council hereby declares the District organized. The District shall have the corporate name specified in the Petition; specifically, the District shall be known as the "City of Cherry of Hills Village Charlou Park 3rd Filing General Improvement District."

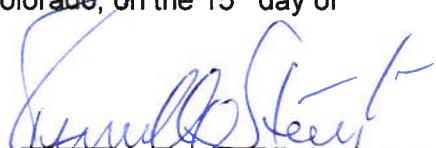
Section 3. The District shall be a public or quasi-municipal corporation of the State of Colorado and a body corporate with the limited proprietary powers set for in §§ 31-25-601, et seq., C.R.S.

Section 4. Within thirty (30) days after adoption of this Ordinance, the City Clerk shall record a certified copy of this Ordinance with the Arapahoe County Clerk and Recorder's Office, in accordance with the requirement set forth in § 31-25-608, C.R.S.

Section 5. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 6. This Ordinance shall become effective ten (10) days after publication after second reading in accordance with Section 4.5 of the Charter for the City of Cherry Hills Village.

Adopted as Ordinance No. 1, Series 2019, by the City Council
of the City of Cherry Hills Village, Colorado, on the 15th day of
January, 2019.

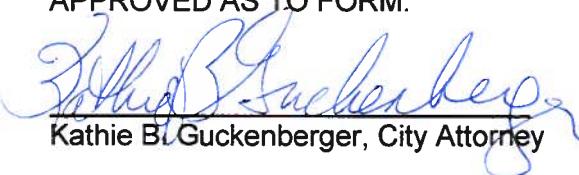


Russell O. Stewart, Mayor

ATTEST:


Laura Gillespie, City Clerk

APPROVED AS TO FORM:


Kathie B. Guckenberger, City Attorney

Published in the Villager
Published 1-24-19
Legal # 8798

**CITY OF CHERRY HILLS VIL-
LAGE
ADOPTION OF ORDINANCE
ORDINANCE 1, SERIES 2019**

**A BILL FOR AN ORDINANCE OF
THE CITY OF CHERRY HILLS
VILLAGE DECLARING THE OR-
GANIZATION OF THE CHERRY
HILLS VILLAGE CHARLOU
PARK 3RD FILING GENERAL
IMPROVEMENT DISTRICT**

Copies of the Ordinances are on
file at the office of the City Clerk
and may be inspected during
regular business hours.

Published in The Villager
Published: January 24, 2019
Legal # 8798

ATTACHMENT A
BOARD OF CANVASSERS' ABSTRACT OF VOTES AND
BOARD OF CANVASSERS' CERTIFICATE OF ELECTION RESULTS

Certificate of Election

We, the Arapahoe County Board of Canvassers
do hereby certify the Official Abstract of Votes Cast for the

2018 General Election

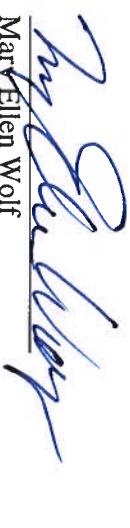
We testify that we have:

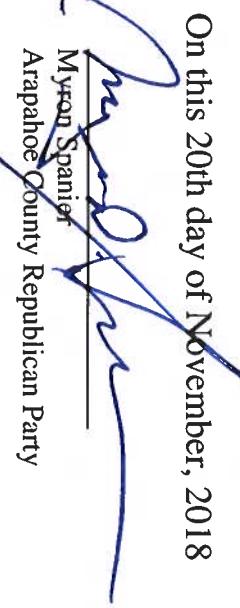
- Reconciled the number of ballots counted to the number of ballots cast;
- Reconciled the number of ballots cast to the number of voters who voted;
- Reconciled the number of ballots cast in each precinct to the number of registered voters therein; and
- Accounted and balanced the election

in accordance with Colorado Revised Statutes 1-10-101.5 and Colorado Election Rule 10.5.

On this 20th day of November, 2018


Matt Crane
Arapahoe County Clerk and Recorder
Coordinated Election Official


Mary Ellen Wolf
Chair, Arapahoe County Democratic Party


Myron Spanier
Arapahoe County Republican Party



Proposition 110 (Statutory)

		Total	
Times Cast		273,729 / 423,146	64.69%
Candidate		Party	
Yes/For		110,457	
No/Against		151,286	
		Total	

Proposition 111 (Statutory)

		Total	
Times Cast		273,729 / 423,146	64.69%
Candidate		Party	
Yes/For		201,256	
No/Against		57,494	
		Total	

Proposition 112 (Statutory)

		Total	
Times Cast		273,729 / 423,146	64.69%
Candidate		Party	
Yes/For		119,773	
No/Against		146,567	
		Total	

City of Glendale Ballot Issue 2A

		Total	
Times Cast		1,685 / 3,286	51.28%
Candidate		Party	
Yes/For		1,024	
No/Against		448	
		Total	

Proposed Charlou Park General Improvement District Ballot Question 2B

		Total	
Times Cast		23 / 29	79.31%
Candidate		Party	
Yes/For		22	
No/Against		1	
		Total	

Proposed Charlou Park General Improvement District Ballot Issue 2C

		Total	
Times Cast		23 / 29	79.31%
Candidate	Party	Total	
Yes/For		22	
No/Against		1	
		Total	

City of Littleton Ballot Question 3A

		Total	
Times Cast		22,541 / 31,824	70.83%
Candidate	Party	Total	
Yes/For		8,444	
No/Against		11,543	
		Total	

City of Littleton Ballot Question 3B

		Total	
Times Cast		22,541 / 31,824	70.83%
Candidate	Party	Total	
Yes/For		7,870	
No/Against		11,824	
		Total	

City of Littleton Ballot Question 3C

		Total	
Times Cast		22,541 / 31,824	70.83%
Candidate	Party	Total	
Yes/For		7,515	
No/Against		12,109	
		Total	

City of Littleton Ballot Question 3D

		Total	
Times Cast		22,541 / 31,824	70.83%
Candidate	Party	Total	
Yes/For		7,243	
No/Against		12,433	
		Total	

ATTACHMENT B
MAP AND LEGAL DESCRIPTION OF BOUNDARIES OF CHERRY HILLS VILLAGE
CHARLOU PARK 3RD FILING GENERAL IMPROVEMENT DISTRICT

Legal Description:

PLOTS 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24,
CHARLOU PARK 3RD FILING,
CITY OF CHERRY HILLS VILLAGE,
ARAPAHOE COUNTY,
STATE OF COLORADO

Map of the GID Boundaries:

