



Ordinance 17-40

An Ordinance amending Title 8, Chapter 11, Section 8-11-2 of the Littleton City Code pertaining to filing of Special District Service Plans

City Council Public Hearing, January 16, 2018

Staff Representative: Jocelyn Mills, Community Development Director

Process

First Reading before City Council – December 19, 2017

Public hearing (2nd Reading) before City Council

- January 16, 2018

- City Council makes the final decision on all proposed ordinances.

Background

- Section 8-11-2 last amended in 1983
- It sets forth the filing requirements for special district service plans and a fee for the City's review

Background - Info on Special Districts from the CO Department of Local Affairs

Special Districts

Types of Title 32 Special Districts

Ambulance	Fire Protection	Health Assurance
Health Service	Metropolitan	Park and Recreation
Sanitation	Water	Water & Sanitation

General Information on Title 32-1 Special Districts

Special Districts in Colorado are local governments, i.e., political subdivisions of the state, which make up a third level of government in the United States. (The federal and state governments are the other two levels.) Local governments include counties, municipalities (cities and towns), school districts, and other types of government entities such as "authorities" and "special districts."

Colorado law limits the types of services that county governments can provide to residents. Districts are created to fill the gaps that may exist in the services counties provide and the services the residents may desire. The majority of districts draw their boundaries in unincorporated county land, but residents of a municipality may be included in one or more districts.

As political subdivisions of the State of Colorado, special districts are required to submit a number of required filings to various state agencies throughout the year. These filings are primarily financial, but also include election results, lists of boards of directors, and others.

Service Plans - C.R.S. 32-1-201 et seq.

When a special district is created, they are required to submit a service plan that outlines the services that the district will provide. The service plan also provides a financial plan for the procurement of land and facilities that may be necessary to provide the district services. Service plans must be submitted to the board of county commissioners or the municipal board (if the district is wholly located within a municipality) for approval. After board approval and a successful election creating the district, the service plan, along with a certified court order organizing the district is filed with the county clerk and recorder and the Division of Local Government.

Staff Analysis

- Pursuant to state law, city reviews proposed special districts
- Most of these are metropolitan districts designed to tax residents for certain services (ie infrastructure, maintenance, landscaping, etc.)
- Extensive review is required for the service plan including a full financial analysis
- Multiple city depts involved: CD, Finance, PW, City Attorney

Staff Analysis

- October 17, 2017 adopted as part of the budget, city council established fee for review of special districts service plans
 - at 1/100 of 1% of the proposed debt.
 - For example using this calculation, if the proposed debt of a service plan is \$80M then the city application fee would be \$8,000.
 - Consistent with other metro cities fees

Staff Analysis

- Proposed ordinance:
 - Fee shall be the amount set by ordinance - therefore the fee in the October 17, 2017 ordinance shall govern
 - Clarifies the language in the code requiring the applicant to address issues of capitalized interest and the lack of resources for debt repayment, should that eventuality occur.

Staff Recommendation

- Establish new process of PPP in Section 10-1-8
- Include new definition of PPP in Section 10-1-2



Ordinance 34-2017

An Ordinance amending Title 10 of the City Code to add
Preliminary Project Plan

City Council Public Hearing, January 16, 2018

Staff Representative: Jocelyn Mills, Community Development Director