



Welcome to the *City of Aurora*

Town Hall MEETING

Title 32 Metro Districts

The meeting will begin shortly

Please mute your microphones

Meeting Agenda

November 5, 2020

❖ Welcome and Introductions

❖ Title 32 Metropolitan Districts in Colorado

Scott Olene, Director Local Government Services
Joe McConnell, Special District Program Manager
Colorado Department of Local Affairs (DOLA)

❖ Title 32 Metropolitan Districts within Aurora

- ❖ History of Metro Districts and Service Plans in Aurora
- ❖ Types of Service Plans
- ❖ Proposed Service Plan Changes
- ❖ Resources

Vinessa Irvin, Office of Development Assistance - City Manager's Office
Brian Rulla, Assistant City Attorney – City Attorney's Office

❖ Questions/Discussion



Department of Local Affairs (DOLA) Division of Local Government (DLG)

Special Districts

November 5, 2020



COLORADO

Department of Local Affairs

Local Governments

Everyone in Colorado lives within at least 2 local governments:

- A County
- A School District

Most of us live in more than 2 including:

- A Municipality (city or town)
- Any # of Special Districts (RTD, SCFD, Drainage, Fire, Water, Sewer, etc.)



Local Governments

General Types of Local Governments

General Purpose - for general provision of community safety, health and welfare (“police powers”)

- Counties and Municipalities (towns or cities)

Special Purpose - for specific service provision

- School Districts and Special Districts



Colorado's Local Governments

In addition to Colorado's Counties, Municipalities, and School Districts there are more than 80 types of local governments.

Municipal Services Districts

- Ambulance and Fire
- Capital Improvement
- Cemetery
- Health Service
- Housing
- Library
- Local Business & Marketing
- Parks and Recreation
- Regional Transportation
- Urban Renewal
- Water and Sewer

Natural Resources Districts

- Ground Water Management
- Irrigation and Agricultural Drainage
- River Water Conservation
- Soil Conservation
- Urban Drainage and Local Flood Control
- Water Conservancy and Regional Flood Control
- Weed and Pest Control



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Powers: Explicit & Enumerated

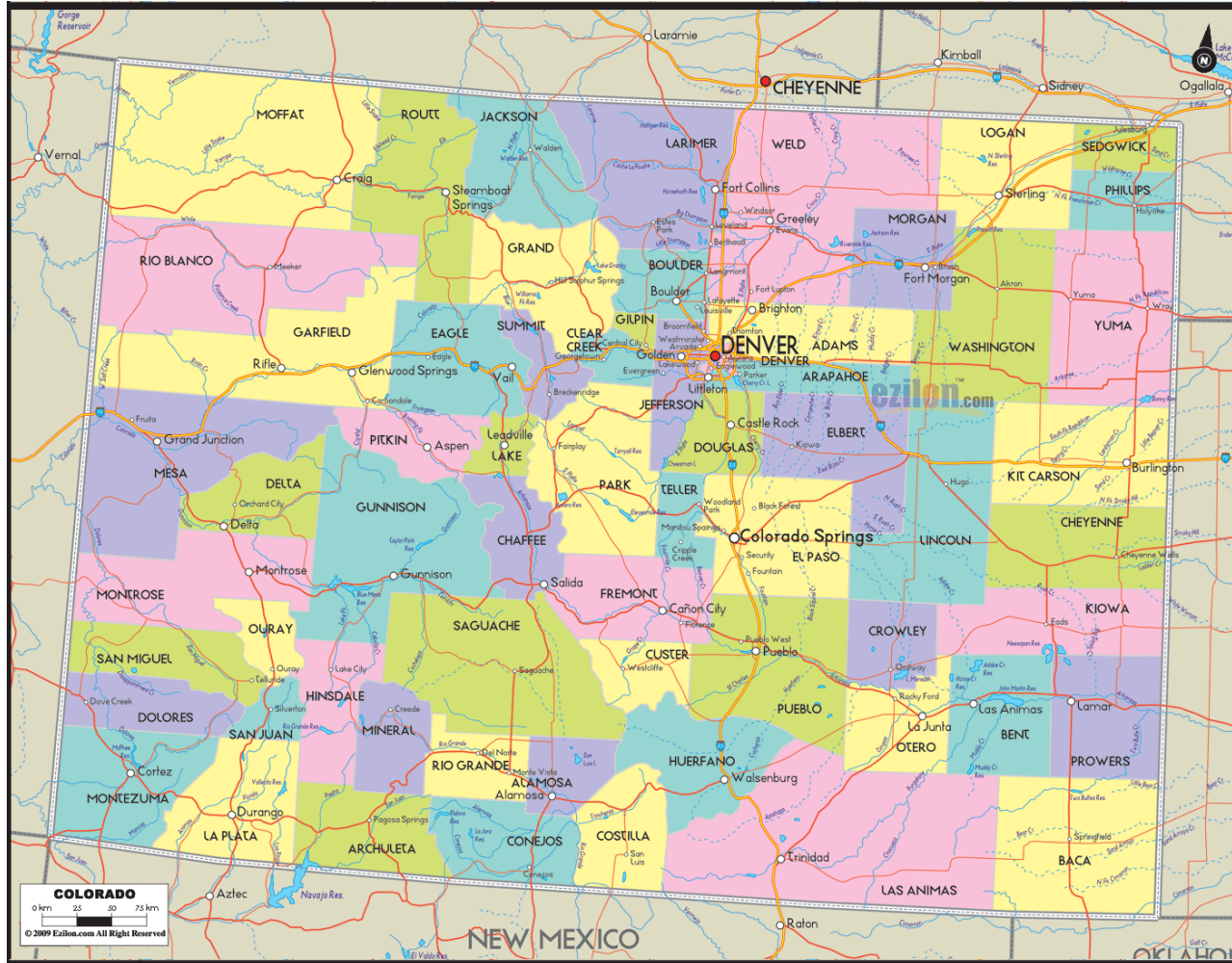
Each type of local government and its governing body has both specific and general powers granted (listed) in state statute and many of these powers are derived from the Colorado Constitution

Colorado is considered a “local control” state, where the State Constitution and Statutes have been written to ensure governance is especially empowered at the level closest to those being served—local citizens



COLORADO LOCAL GOVERNMENTS

4,165 Active Local Governments (11/2/2020)

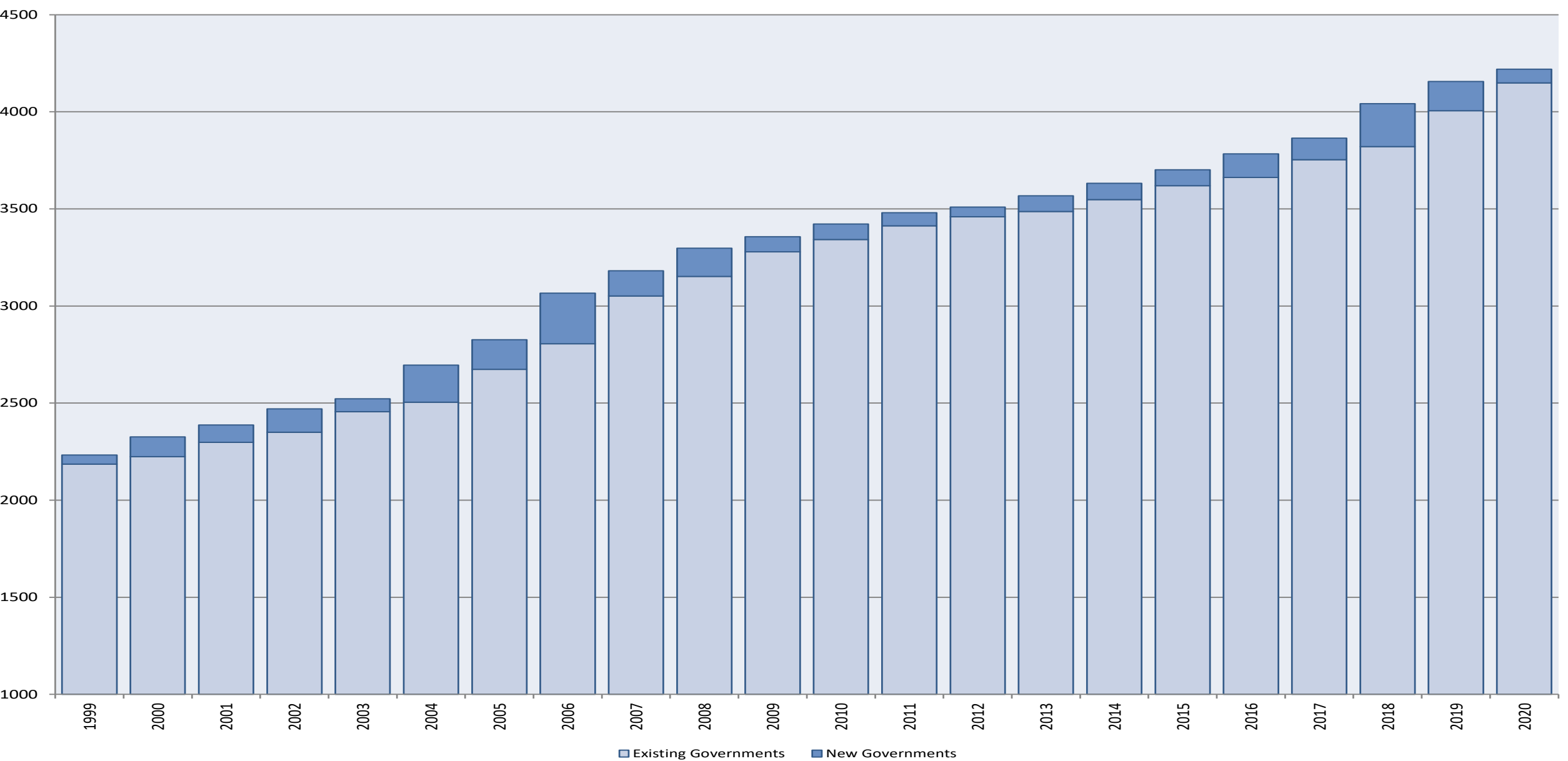


- 62 Counties
- 2 City & Counties
- 270 Municipalities
- 178 School Districts
- 1,950 Metropolitan Districts (47%)
- 254 Fire Districts
- 265 Water, Sanitation, or Water & Sanitation Districts
- 57 Library Districts
- 55 Park & Rec Districts
- ~1,000+ other districts of more than 60 different types

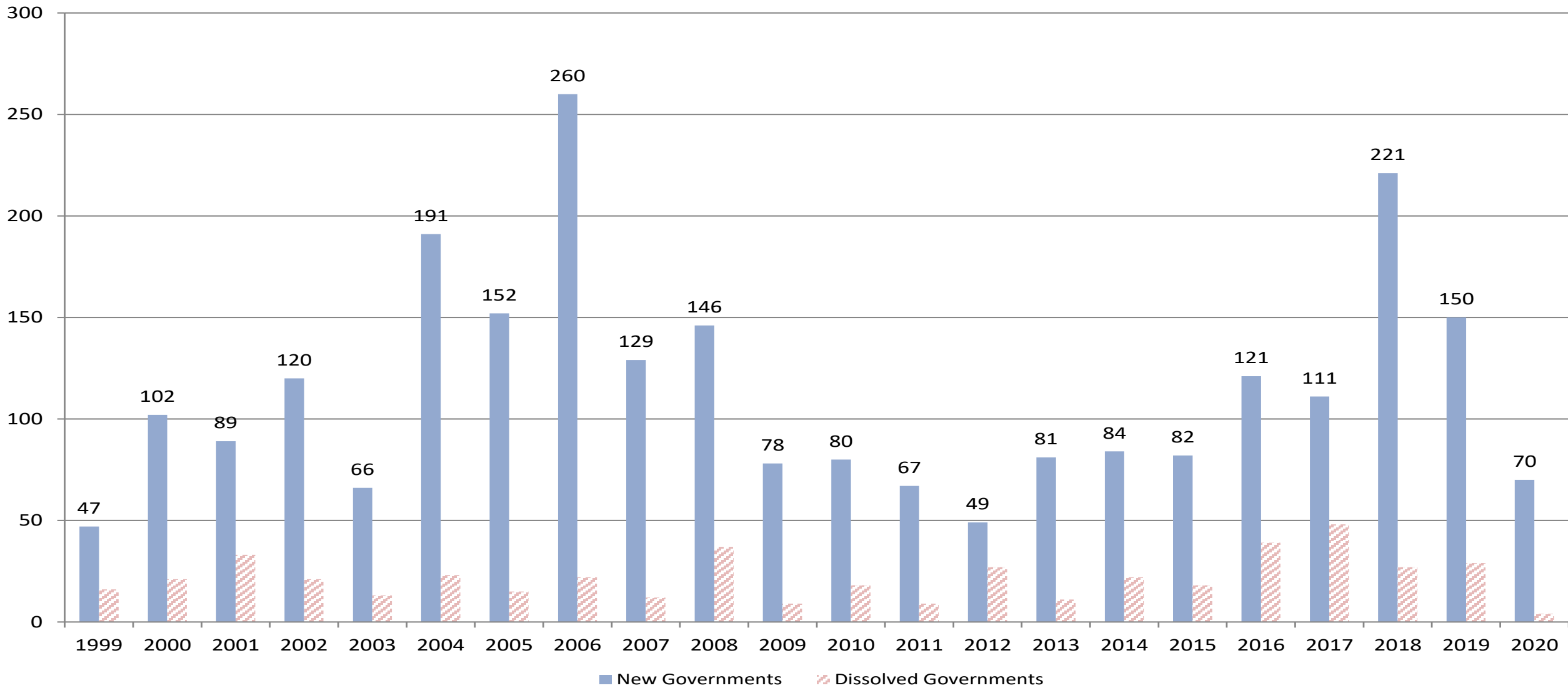


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Growth in Local Governments in Colorado 1999 to 2020*



New and Dissolved Governments (as of 11/2/20)

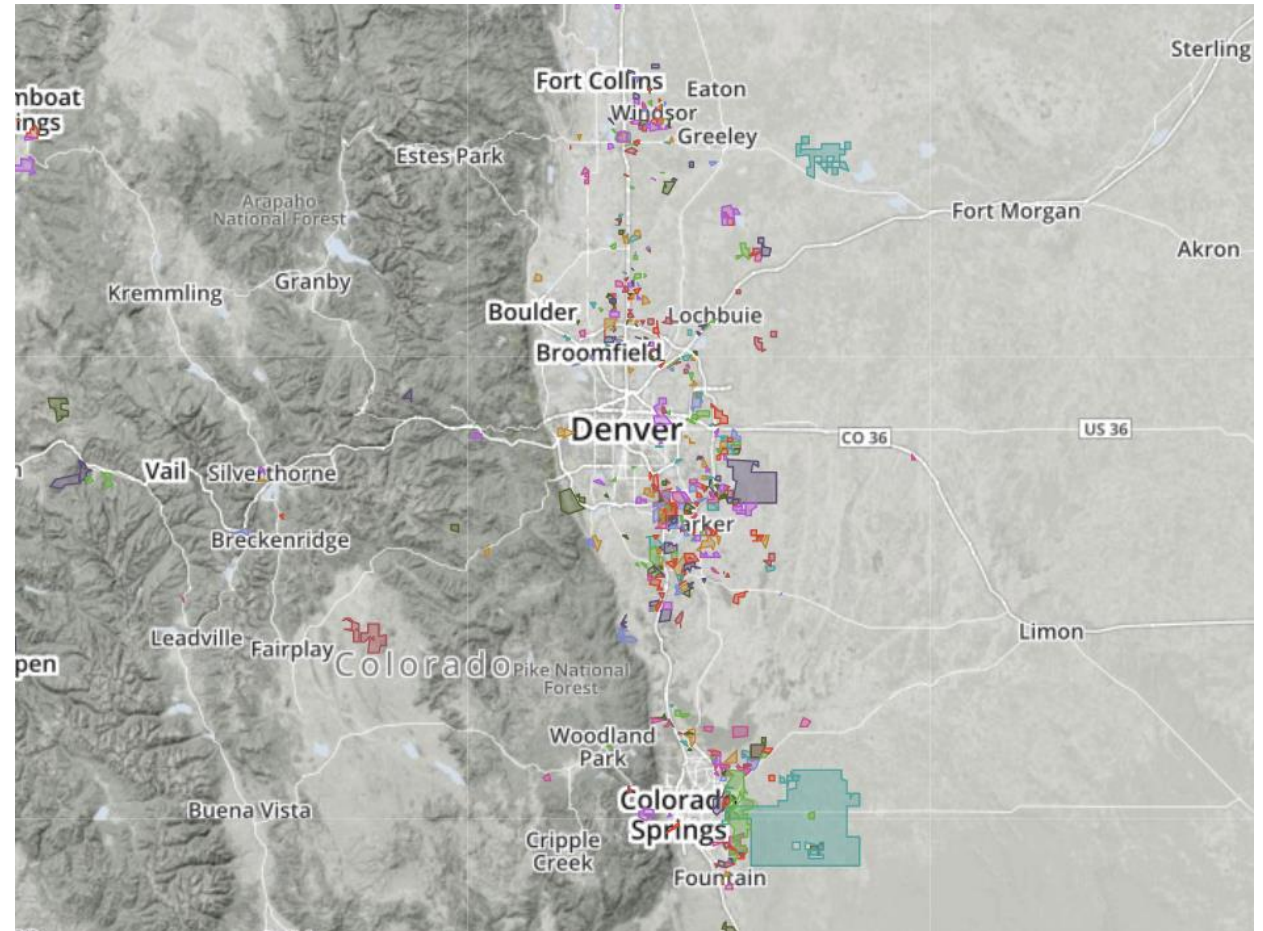


METROPOLITAN DISTRICTS

TITLE 32, ARTICLE 1

Two or more of the following services:

- Fire protection
- Mosquito control
- Parks and recreation;
- Safety protection
- Sanitation
- Solid waste disposal/collection/transportation
- Street improvement
- Television relay and translation
- Transportation
- Water



TITLE 32 ARTICLE 1 SPECIAL DISTRICTS

Through an election and by District Court Order, a Special District (political subdivision) is formed which is separate from the city or county.

Independent governmental body elected by the eligible electors of the district with statutory ability to:

- charge rates, tolls, fees and levy taxes
- enter into contracts
- incur debt & construct, operate, and maintain facilities
- according to its “Service Plan”



TITLE 32 ARTICLE 1 SPECIAL DISTRICTS

Special Districts must comply with State requirements including:

- Audits
- Budgets
- Elections and Governing Body (Board of Directors)
- Service Plan
- Open Records and Meetings
- Annual Notice to Electors (a.k.a. Transparency Notice)
- TABOR



TITLE 32 ARTICLE 1 SPECIAL DISTRICTS

Independent entity that exists in perpetuity unless ...

- Dissolution: district board, elector petition, municipal application or petition
- Consolidation with other district(s)
- DLG administrative dissolution for specific statutory failings



TITLE 32 ARTICLE 1 SPECIAL DISTRICTS

DOLA/DLG has limited oversight of Special Districts

- Annual Budgets and Regular Elections
- DLG may administratively dissolve district for missing budgets, elections, audits (as long as no outstanding financial obligations)
- Approving Authority has limited oversight; typically reserved to approval of and requirements in Service Plan



NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

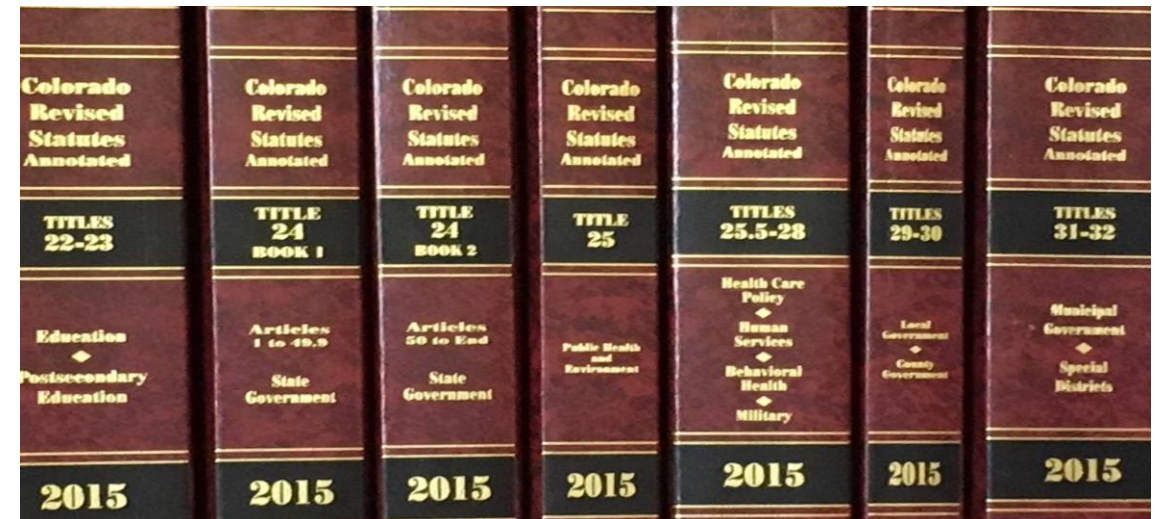


HOUSE BILL 14-1164

BY REPRESENTATIVE(S) Hullinghorst, Buckner, Court, Exum, Fields, Fischer, Ginal, Hamner, Labuda, Lee, Melton, Pabon, Pettersen, Rosenthal, Ryden, Salazar, Schafer, Williams, Young, McLachlan;
also SENATOR(S) Ulibarri, Heath, Jones, Carroll.

CONCERNING NONPARTISAN ELECTIONS NOT COORDINATED BY A COUNTY CLERK AND RECORDER, AND, IN CONNECTION THEREWITH, CREATING THE "COLORADO LOCAL GOVERNMENT ELECTION CODE" FOR THE CONDUCT OF SUCH ELECTIONS BY SPECIAL DISTRICTS, HARMONIZING RESIDENCY REQUIREMENTS FOR VOTER REGISTRATION, MODIFYING

- House Bill 14-1164 (2014)
- Created Article 13.5 of Title 1 in the Colorado Revised Statutes.



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DOLA & DIVISION OF LOCAL GOVERNMENT: cdola.colorado.gov

[Coronavirus Disease 2019 \(COVID-19\) in Colorado: State & National Resources](#)



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Search

Assessment Appeals

Disaster Recovery

Housing

Local Government

Property Taxation



COVID-19 and local government

The Division of Local Government (DLG) is focused on coordinating programs to support Colorado through a strong transition from the COVID-19 emergency.

[Read more about COVID-19 and local government](#)



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DIVISION OF LOCAL GOVERNMENT



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Created in 1966, DOLA's Division of Local Government (DLG) has been a strong voice for local governments across Colorado for over 50 years, and believes that strong local communities create a strong Colorado. DLG advocates for self-reliance, local empowerment, resilient practices and strong local leadership, which leads visioning, goal setting to strengthen, and economic development. DLG knows the strength of a community relies on strong building blocks to create long-lasting stability and an environment in which every resident can thrive.

The Division of Local Government provides strategic expertise, advocacy, and funding to strengthen Colorado. The division promotes local problem solving, informs decision making and invests in communities.

If your local government is seeking to meet the electronic public notice requirements of HB 19-1087, an official website must be provided: [ENTER WEBSITE HERE](#)

Services

[Interactive District Filing](#)

[Local Government Filing](#)

Programs

[Energy and Mineral Impact Assistance Fund \(EIAF\)](#)

Data

[State Demography Office](#)
[Demographic Profiles](#)

<https://cdola.colorado.gov/local-government>



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Your District: Where to find information

Local Government Information System

[Home](#) [Local Government](#) [Property Taxation](#) [Housing](#) [Assessment Appeals](#) [Disaster Recovery](#)

Active Colorado Local Governments (4,166 local governments)

[Local Governments](#) [Counties](#) [Municipalities](#) [Local Government Types](#) [Local Government Finances](#) [Property Tax Entities](#) [Revenue Limits](#)

- For county reports on expenditures and warrants, see the Colorado Press Association's Public Notice Colorado
- Please see Colorado Local Government Types for descriptions of the type codes.

View Active Local Governments by County

A | B | C | D | E | F | G | H | I | J | K | L | M | N | O | P | Q | R | S | T | U | V | W | X | Y | Z | 0 | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9

District Name and Address:	Filings:	LG ID:	Type:	County:
Confluence Metropolitan District 28 Second Street, Suite 213 c/o Marchetti & Weaver LLC Edwards, CO 81632 Special District Directors	View Filings	19063	6	Eagle
Conifer Metropolitan District 2154 East Commons Avenue, Ste 2000 c/o White Bear Ankele Tanaka & Waldron Centennial, CO 80122 Special District Directors	View Filings	65404	6	Jefferson
Conservatory Metropolitan District 355 S Teller Street, Ste 200 Lakewood, CO 80226 Special District Directors	View Filings	65045	6	Arapahoe
Consolidated Bell Mountain Ranch Metropolitan District 8390 E. Crescent Parkway, Ste 500 c/o CliftonLarsonAllen LLP Greenwood Village, CO 80111-2814 Special District Directors	View Filings	18110	6	Douglas
Consolidated C-1 School District PO Box 730 Westcliffe, CO 81252-0730	View Filings	14900	99	Custer

dola.colorado.gov/lgis

- 1 **Conservatory Metropolitan District**
355 S Teller Street, Ste 200
Lakewood, CO 80226
Special District Directors
- 2

[View Filings](#)



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Announcements:

Title 32-Article 1 Special Districts began the transition from even-year May elections to odd-year elections starting with the 5/5/20, election. For 2020 and 2022, directors will be elected to 3-year terms, which in those cases will constitute a full-term. Directors appointed to vacant board seats after the 2022 election will only serve until the 2023 election; other than that period, appointments will remain two years or less.

1. The district must have either 5 or 7 directors as determined at the district's organizational election.
2. The district must have one director listed as chair.
3. Each Elected director's length of term must be 4 or fewer years.
4. Each Appointed director must have a term that is for two years or less.
5. Each director must have a valid, unexpired term. Please remember director positions should be staggered; a 5 member board has three four year terms up for one election and then two four year terms for the following election. However, due to appointments to vacancies several directors or even the entire board may be required to run for election at the same time for a combination of four year terms and two year terms.
6. Each director must have an oath that is for the current term.
7. Each director must have a current bond filed with the oath.

Director:	Title:	Elected/Appointed:	Chairman:	Length of Term:	Year Term Expires:	Oath Date:	Oath Document:
Altman, Dave	Director	Elected	No	3 years	2023	05/14/2020	🔍
Baldwin, Birgit	President	Elected	Yes	4 years	2022	05/21/2018	🔍
DeMots, Arleta	Director	Elected	No	3 years	2023	05/14/2020	🔍
Giles, Robert	Director	Elected	No	3 years	2023	05/14/2020	🔍
Moczy, Pedro	Assistant Secretary	Elected	No	4 years	2022	05/21/2018	🔍

Local Government: Conservatory Metropolitan District (65045)



Type: Metropolitan Districts

Associated Counties: Arapahoe

[Summary](#)[Budget](#)[Finance](#)[Director Information](#)[Elections](#)[Maps & Boundaries](#)[Organizational](#)[Service Plan](#)[Contacts](#)[Other Filings](#)

Announcements:

None

Document Date: ▼	Year: ▼	Document Type: ▼	Date Filed: ▼	Size:	View:
07/28/2020	2019	Annual Report on the Service Plan	08/08/2020	1.06 MB	
06/27/2019	2018	Annual Report on the Service Plan	06/27/2019	2.12 MB	
07/12/2018	2017	Annual Report on the Service Plan	07/12/2018	2.28 MB	
07/28/2016	2015	Annual Report on the Service Plan	07/28/2016	2.15 MB	
07/31/2015	2014	Annual Report on the Service Plan	07/31/2015	1.42 MB	
08/05/2014	2013	Annual Report on the Service Plan	08/12/2014	1.93 MB	
07/31/2013	2012	Annual Report on the Service Plan	07/31/2013	0.80 MB	
04/27/2012	2011	Annual Report on the Service Plan	04/27/2012	2.73 MB	
05/10/2011	2010	Annual Report on the Service Plan	05/10/2011	1.26 MB	
10/22/2009	N/A	Service Plan Amendment	04/10/2018	1.80 MB	



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Department of Local Affairs

Transparency - Notice to Electors

Local Government Filings - Contacts

Local Government: Conservatory Metropolitan District (65045)

Type: Metropolitan Districts

Associated Counties: Arapahoe

Summary Budget Finance Director Information Elections Maps & Boundaries Organizational Service Plan **Contacts** Other Filings

Announcements:

None

Document Date:	Year:	Document Type:	Date Filed:	Size:	View:
01/15/2020	2020	Transparency - Notice to Electors	01/14/2020	0.12 MB	
01/16/2019	2019	Transparency - Notice to Electors	01/16/2019	0.03 MB	
01/15/2019	2019	Transparency - Notice to Electors	01/14/2019	0.03 MB	
01/15/2018	2018	Transparency - Notice to Electors	01/10/2018	0.22 MB	
01/15/2017	2017	Transparency - Notice to Electors	01/13/2017	0.03 MB	

CONSERVATORY METROPOLITAN DISTRICT

This information must be provided¹ annually to the eligible electors of the district between November 16, and January 15.

Address and Telephone Number of District's Principal Business Office	Special District Management Services, Inc., 141 Union Boulevard, Suite 150, Lakewood, Colorado 80228 - Phone: 303-987-0835	
Name and Telephone of Manager or Other Primary Contact Person for District	David Solin 303-987-0835	
Email address of primary contact (optional, but needed for access to DLG E-filing Portal)	dsolin@sdsmsi.com	
District's website address (Required if choosing to post meeting notices online per HB 19-1087)	www.yourcmd.org	
Time and Place Designated for Regular Board Meetings [per C.R.S. 32-1-903]	1/27, 3/16, 5/18, 6/15, 7/20, 8/17, 9/21 and 10/19; 9:00 a.m. - Saddle Rock South Clubhouse 6800 S. Liverpool Street, Suite A, Aurora, Colorado 80013	
Posting Place Designated for Meeting Place [per C.R.S. 24-6-402(2)(c)]	Mailbox Kiosk #3, located on S. Jebel Way, near the clubhouse	
District Mill Levy	\$2.114 mills, for collection in 2020	
Total ad valorem tax revenue received in the previous year (Note if unaudited or otherwise incomplete)	\$2,094,575.00 received in 2019 (unaudited)	
Names and Contact Information of Board Members <i>Check applicable boxes for a Board Member whose seat will be on the ballot at the next regular election.</i>	(1) Board Chair Name: Laverne Morris Palmer Contact Info: Special District Management Services, Inc., 141 Union Boulevard, Suite 150, Lakewood, Colorado 80228 - 303-987-0835 <input checked="" type="checkbox"/> This office is on next regular election ballot for a <input type="checkbox"/> Two-year term <input checked="" type="checkbox"/> Three-year term	(2) Treasurer Name: Birgit Baldwin Contact Info: Special District Management Services, Inc., 141 Union Boulevard, Suite 150, Lakewood, Colorado 80228 - 303-987-0835 <input type="checkbox"/> This office is on next regular election ballot for a <input type="checkbox"/> Two-year term <input type="checkbox"/> Three-year term
	(3) Secretary Name: Pedro Moezo, Jr. Contact Info: Special District Management Services, Inc., 141 Union Boulevard, Suite 150, Lakewood, Colorado 80228 - 303-987-0835 <input type="checkbox"/> This office is on next regular election ballot for a <input type="checkbox"/> Two-year term <input type="checkbox"/> Three-year term	(4) Assistant Secretary Name: Nicole Tow Contact Info: Special District Management Services, Inc., 141 Union Boulevard, Suite 150, Lakewood, Colorado 80228 - 303-987-0835 <input checked="" type="checkbox"/> This office is on next regular election ballot for a <input type="checkbox"/> Two-year term <input checked="" type="checkbox"/> Three-year term
	(5) Assistant Secretary Name: Janine Schilling	

Date of Next Regular Election

May 5, 2020

Self-nomination forms to be a candidate for district board member may be obtained from and should be returned to the Designated Election Official (or Board Chair or Secretary if no DEO). [per C.R.S. 1-13.5-303]

Self-nomination forms for the next regular election must be received by the District by

February 28, 2020, no later than 3:00 p.m.

Applications for absentee voting or for permanent absentee voter status are available from and must be returned to the Designated Election Official. [per C.R.S. 1-13.5-1003]

Designated Election Official: Ashley Frisbie
Contact Address: White Bear Ankele Tanaka & Waldron
2154 E Common Avenue, Suite 2000
Centennial, Colorado 80122
Contact Phone: (303) 858- 1800

District Election Results will be posted on these websites:

Secretary of State
www.sos.state.co.us
Department of Local Affairs
dola.colorado.gov/lgis

District or other website:
dola.colorado.gov/district



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Department of Local Affairs

DLG - Special district elections

<https://cdola.colorado.gov/special-district-elections>

Special District Elections

After Election: Oaths & Filing Information ([presentation slides](#)) ([video](#))

[Link to Special District Forms Page](#) <

[COVID-19 and the May 5, 2020, Elections](#)

Election Manual

[2020 Election Manual - Bookmarked](#)

[2020 Frequently Asked Questions](#)

[2020 Legislative Update](#)

[Elections Quick Reference Glossary](#)

[Election Official's Mailing Resources](#)

Election Calendar

[2020 Regular May Election Calendar](#)

Self-Nomination Deadline: February 26, 2022 <

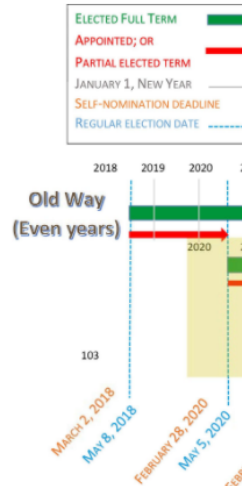
Regular election date: May 3, 2022 <

SOS Voter Database

[DEO request form](#)

Click [here](#) to join the webinar at the date and time below.

> DEO 101 Classes/Webinars



Anytime/Annual Filing Documents

- [Notice to Electors](#)
- [Compliance Calendar](#)
- [DLG-30: Annual Report of Non-Rated](#)
- [DLG-32: Notice of Special District Authorization or Issuance of General Obligation Indebtedness](#)
- [SD-0: Sample Director's Bond](#)
- [SD-1: Oath of Office - Special District Director](#)
- [SD-2: Notice of Appointment](#)

Election Documents

> Election Preparation Documents (Pre-cancellation date)

[SD-3: Election Budget Worksheet](#)

[SD-4: Election Resolution - Polling place or Mail Ballot Election](#)

[SD-5: Designated Election Official Appointment](#)

[SD-5.1: Deputy DEO appointment](#)

[SD-6: Call for Nominations](#)

[SD-7: Self Nomination and Acceptance Form](#)

[SD-8: Write-In Candidate Affidavit](#)

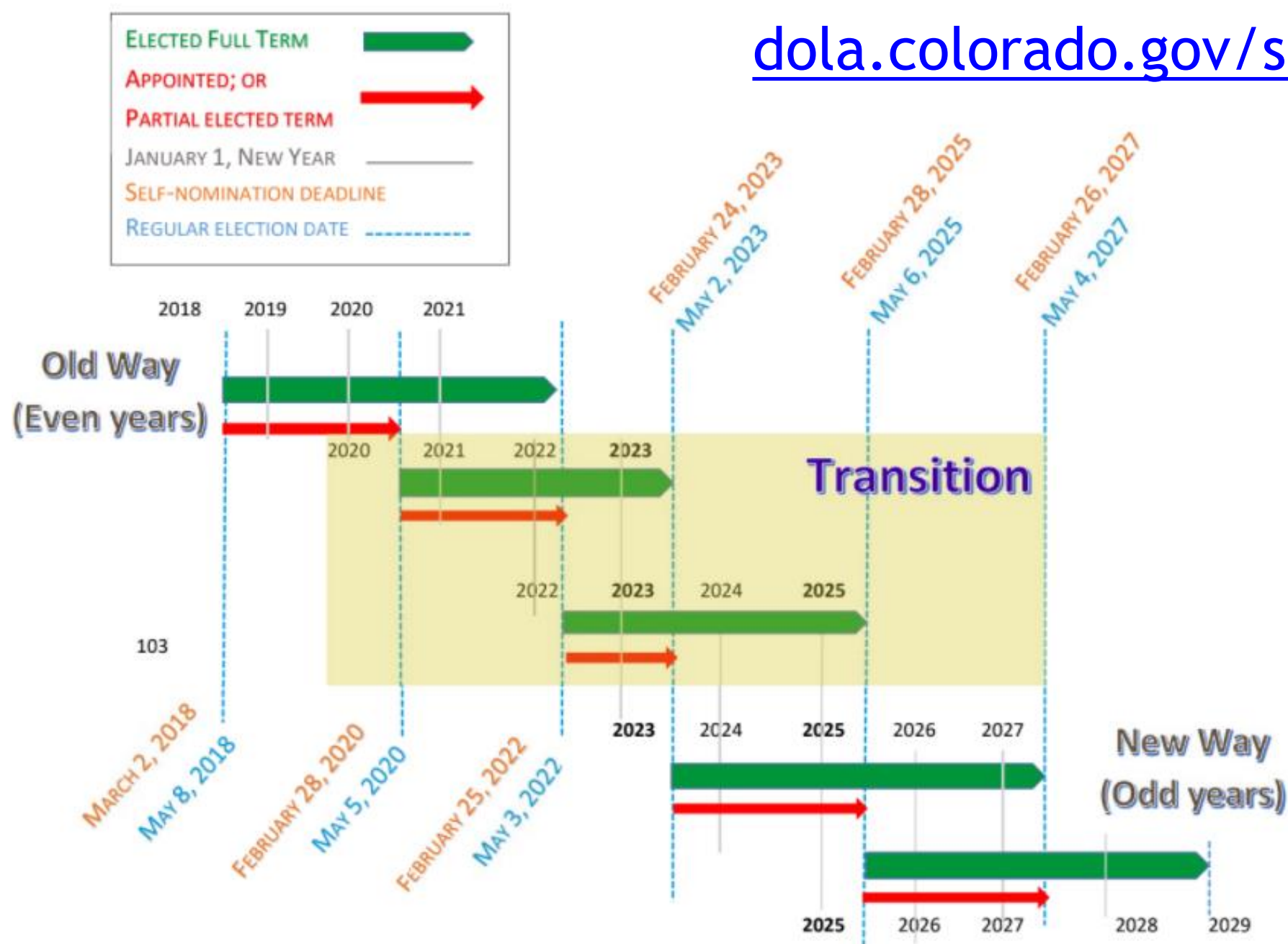


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Self-nomination forms

- Earliest date to submit is January 1 in the year preceding the election.
- Final day to submit a self-nomination form is 67 days prior to the election (March 2, 2022).
- Write-in affidavit may be submitted 64 days prior.
- If there are more candidates than seats, an election is held May 3, 2022.
- If not, the election may be cancelled 63 days prior (the norm).







Division of Local Government

Scott Olene, Director Local Government Services

Joe McConnell, Special District Program Manager

joe.mcconnell@state.co.us

dola_dlg_helpdesk@state.co.us



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City of Aurora

History of Metro Districts



- City Policy – Growth Pays for Itself
- Master Planned Developments with Community Amenities
- Metro Districts as a Financing Tool to Accomplish

City of Aurora Service Plan Background

- Colorado Statute requires Service Plan
- Establishes powers and guidelines
- 1989 – City adopted its first Model Service Plan
- 2004 – Current Model Service Plan
- City approves the formation but independent unit of government

City of Aurora

Model Service Plans

- Types of Service Plans
 - Single District/Single Service Plan
 - Multiple District/Multiple Service Plan
 - Multiple District/Single Service Plan

Multiple Districts

- Larger, phased projects, multi-year build out
 - Model service plan – 40 year repayment term
 - Identify future inclusion area
 - Establish boundaries of each district
 - Property inclusion or exclusion of the approved inclusion area
 - Resolution of district board and City Council

Model Service Plan Provisions

Current and Proposed for New Districts

- **Protection of a max mill levy and repayment term**
 - Maximum debt mill levy of 50 mills (Gallagher adjusted)
 - Maximum term for debt repayment of 40 years
- **Proposed:** Additionally limit O&M mill levy imposed until resident controlled board

Model Service Plan Provisions

Current and Proposed for New Districts

- **Total debt issuance limitation**
- **Limitation on privately placed debt**
 - Reasonable current tax-exempt interest rate
 - Reasonable debt structure
- **Proposed:** “Agreed Upon Procedures Examination” for when the board transitions to resident controlled

Model Service Plan Provisions

Current and Proposed for New Districts

- **Disclosure to purchasers**

- Federal requirements
- State requirements
- COA requirements

- **Proposed:**

- Disclosure to purchasers in required format
- Website for the community required at bond issuance
- Meetings required to be within the boundaries of the district or city limits

Model Service Plan Provisions

Current and Proposed for New Districts

- **Aurora Regional Improvement (ARI) Mill Levy**

- Plan for the future

- **Proposed:**

- Fixed Mill Levy rate for the last 10 years

(Currently, these last years are an average of the previous 10 years of debt service mill levy)

- Same rate among districts
 - More certainty in bonding capacity

Resources

- COA Metro District webpage
 - www.AuroraGov.org/MetroDistricts
- Meeting Notice webpage
 - [Metro & Special District Meetings](#)
- Interactive mapping tool
 - [Metro Districts in Aurora](#)



Questions/Discussion

If you have joined the meeting by computer or smart phone:

- **raise your hand or type your question in the chat section**

If you have joined the meeting using the conference dial-in:

- **wait until we ask for questions from phone participants**

City of Aurora

Vinessa Irvin, City Manager's Office

Brian Rulla, City Attorney's Office

AuroraGov.org/MetroDistricts

Colorado Department of Local Affairs (DOLA)

Scott Olene, Director Local
Government Services

Joe McConnell, Special District
Program Manager

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