

CERTIFIED COPY OF ORDER

COPY

STATE OF COLORADO)
) ss.
COUNTY OF ARAPAHOE)

At a regular meeting of the Board of County Commissioners for Arapahoe County, Colorado, held at the Administration Building in Littleton, Colorado on Monday the 19th day of November A.D. 1990, there were present:

Jeannie Jolly, Chairman	Present
John J. Nicholl, Chairman Pro-Tem	Present
Thomas R. Eggert, Commissioner	Present
Larry Vana, County Attorney	Present
Marjorie Page, Clerk to the Board	Absent and Excused
Mary Alice McCready, Deputy Clerk	Present

when the following proceedings, among others, were had and done to-wit:

RESOLUTION NO. 1576-90 It was moved by Commissioner Nicholl and duly seconded by Commissioner Eggert to adopt the following Resolution:

WHEREAS, on September 4, 1990, the Board of County Commissioners of the County of Arapahoe, State of Colorado, did receive petitions for the formation of the ~~Foxridge General Improvement District~~ pursuant to Part 5 of Article 20 of Title 30, C.R.S.; and

WHEREAS, these petitions contained the information required by §30-20-505, C.R.S. and it appeared that these petitions were signed by a majority of the electors who own property in the proposed district; and

WHEREAS, on September 11, 1990, the Board of County Commissioners did adopt Resolution No. 1261-90 which resolution established the hearing date of October 9, 1990 at 9:00 a.m., authorized the publication of a notice of public hearing concerning the formation of the proposed district and authorized notices of the hearing to be mailed to the electors within the proposed district; and

WHEREAS, pursuant to the provisions of Part 5 of Article 20 of Title 30, C.R.S., the Board of County Commissioners of Arapahoe County, State of Colorado, held a public hearing on the formation of the proposed District on the 9th day of October, 1990; and

WHEREAS, at said hearing the Board of County Commissioners received evidence and testimony for consideration as required by law; and

WHEREAS, by adoption of Resolution No. 1381-90 on October 9, 1990, the public hearing was closed and the matter taken under advisement and the decision was deferred until this date.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Arapahoe as follows:

FINDINGS OF FACT

1) The Board of County Commissioners of the County of Arapahoe, State of Colorado, has jurisdiction over the subject matter of this proposed general improvement district pursuant to Part 5 of Article 20 of Title 30 C.R.S.

2) At the October 9, 1990 public hearing held on the formation of a general improvement district as set forth in the petitions, all of the statutory requisites and requirements of Part 5 of Article 20 of Title 30, C.R.S. regarding notice, due process and procedure were met or were not objected to by any person. These matters include:

a) The filing of petitions signed by a majority of electors of the proposed district which petitions contain (1) a general description of the improvements to be constructed, installed or otherwise acquired within this general improvement district, (2) the estimated costs of the proposed improvements, (3) a general description of the boundaries of these district, (4) the names of three electors who represent the petitioners, (5) a prayer for the organization of the district and (6) the name of the proposed district - Foxridge General Improvement District.

b) The hearing was held within the time period from 20 to 40 days after the filing of the petitions as required by §30-20-507 C.R.S.

c) Notice of the hearing was published in The Villager on September 13, 20 and 27, 1990 and a notice was mailed to the electors within the proposed district as required by §30-20-507 C.R.S.

d) A check in the amount of \$500.00 was deposited with Arapahoe County as required by §30-20-506 C.R.S., as amended.

3) A general description of the improvements, which the District will be authorized to construct, install, acquire, repair, replace and maintain includes fencing, sprinkler systems, trees, shrubs, grass, decorative stones, entrance markers, sidewalks, trails, benches, lighting systems, and general landscaping items to be placed along the common border and internal areas of the District and such recreational facilities as may be constructed within the greenbelt or greenbelt park areas as may be established at some future date. The District shall also be authorized to acquire real property or interests in real property, as may be

necessary to the provision of authorized improvements and maintenance thereof. The primary purposes of the District are to provide for perimeter fencing improvements, repairs and maintenance, together with landscaping, general beautification and maintenance of the common border and internal areas of the District, as well as to establish and maintain landscaped open greenbelt areas or greenbelt/open space areas within the District or land to be incorporated into the District.

4) No improvements will be installed on property owned by South Suburban Metropolitan Recreation and Park District ("South Suburban") without permission of South suburban and no funds received as part of this general improvement district shall be utilized to provide the same services being provided by South Suburban.

5) The District is intended to provide for the construction and/or repair of both existing and new improvements of the type authorized in paragraph 3, including the long-term maintenance and ultimate replacement at the end of the useful life of such improvements. It is anticipated that the initial focus will be to install and restore existing perimeter fencing, although other improvements of the type authorized in paragraph 3 may be undertaken simultaneously. It is expected that the annual expenditures for the fencing project during the first three to five years will equal not less than \$20,000.00 annually. It is proposed that, to allow adequate funding for present and future construction, as well as long term maintenance and replacement, that the District's initial budgeted revenues be set at \$45,000.00 annually, to be adjusted according to the applicable Colorado laws relating to property tax levies of taxing districts.

6) The Foxridge General Improvement District boundaries description is as follows:

Foxridge 1st Filing; Foxridge II; Foxridge III; Foxridge IV; Foxridge No. 5; Greyhill; The Ridge at Foxridge; The Hillside at Foxridge; Foxridge West Filing No. 1; Foxridge West Filing No. 2; Foxridge West VI; all located in Arapahoe County, Colorado.

7) Pursuant to the provisions of §30-20-510 C.R.S. the Board of County Commissioners of the County of Arapahoe, shall constitute the ex-officio Board of Directors of the Foxridge General Improvement District. The Board of County Commissioners of the County of Arapahoe may appoint an advisory committee of electors who own taxable real or personal property within the District to make recommendations to the Board of County Commissioners on all matters affecting the District.

8) The total number of electors of the District who own property is 1371 and the number of persons signing petitions who are electors in the District is 751, which signatures on the petitions are determined to be genuine. The petitioners represent

a majority of the electors of the District who own property in the District.

9) The proposed improvements noted above will confer a general benefit on all persons who reside in the District or who own property in the District and the proposed improvements will confer a general benefit on all property within the District.

10) The annual costs of the proposed improvements will be approximately \$50.00 per residential lot which amount is not excessive in comparison with the value of each lot in the District and is not excessive in comparison with the benefits to all property in the District.

DECISION

Since it appears that the petitions for the organization of a general improvement district pursuant to Part 5 of Article 20 of Title 30 C.R.S. have been duly signed and have been presented in conformity with the statutory requirements, since it appears that the allegations of the petition are true, since all of the requirements and conditions precedent have been established and met, and since all jurisdictional matters have been satisfied, IT IS HEREBY DECLARED by the Board of County Commissioners of the County of Arapahoe, State of Colorado, that the Foxridge General Improvement District is hereby organized pursuant to the provisions of Part 5 of Article 20 of Title 30 C.R.S. The Foxridge General Improvement District shall be a public or quasi-municipal subdivision of the State of Colorado and a body corporate with limited proprietary powers as set forth in said Part 5.

BE IT FURTHER RESOLVED by the Board of County Commissioners that the following individuals are appointed as members of the Foxridge General Improvement District Advisory Committee:

David Friedman
7958 S. Pontiac Way
Englewood, CO 80112
Phone: 770-6856

Martha Dick
7708 S. Poplar St.
Englewood, Co 80112
Phone: 721-0154

Westcott White
7917 Pontiac Way
Englewood, CO 80112
Phone: 771-5988

BE IT FURTHER RESOLVED by the Board of County Commissioners that the deposit of \$500.00 noted above be refunded/returned since the District was formed.

The Arapahoe County Clerk and Recorder shall be provided with a copy of this Resolution for recording.

Upon roll call the vote was:

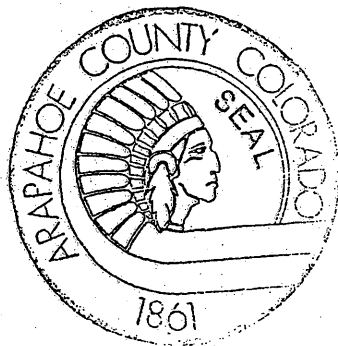
Commissioner Jolly, Yes; Commissioner Nicholl, Yes;
Commissioner Eggert, Yes.

The Chairman declared the motion carried and so ordered.

I, Marjorie Page, County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid, do hereby certify that the annexed and foregoing Order is truly copied from the Records of the proceedings of the Board of County Commissioners for said Arapahoe County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Littleton, Colorado this 19th day of November, 1990.

Marjorie Page, County Clerk



by: Mary A. McCready
Mary A. McCready, Deputy Clerk