



MEMORANDUM

TO: Mayor Jones and Members of the Board

FROM: Karen Proctor, Town Administrator

DATE: January 11, 2021

RE: Resolution 2; Series 2021 – Adopting a Budget, Levying Property Taxes and Authorizing Appropriations for Fiscal Year 2021

DISCUSSION:

The attached resolution authorizes 2021 budget appropriations of \$943,328 and authorizes certification of the Town of Foxfield's mill levy of 4.982 mills to Arapahoe County.

RECOMMENDED MOTION:

"I move to approve Resolution 2, Series 2021, ratifying the adoption of a budget, levying property taxes and authorizing appropriations for fiscal year 2021".

ATTACHMENTS:

Resolution 2, Series 2021- A Resolution of the Board of Trustees of the Town of Foxfield Ratifying the Adoption of a Budget, Levying Property Taxes and Authorizing Appropriations for Fiscal Year 2021.

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FOXFIELD RATIFYING THE ADOPTION OF A BUDGET, LEVYING PROPERTY TAXES AND AUTHORIZING APPROPRIATIONS FOR FISCAL YEAR 2021

WHEREAS, the Town of Foxfield prepared a budget for fiscal year 2021 and held a public hearing prior to adoption of the budget;

WHEREAS, the Board of Trustees of the Town of Foxfield complied in all respects with the provisions of C.R.S. § 29-1-108 in the adoption of the Town's 2021 budget, except that the 2021 budget and corresponding appropriations were approved by Motion, instead of being approved by Resolution, and C.R.S. § 29-1-108 explicitly requires approval of the 2021 budget by Resolution;

WHEREAS, the common law provides generally that there is no legal distinction between a resolution and a motion, because a resolution constitutes a written motion, and a motion constitutes a verbal resolution; and

WHEREAS, the Board of Trustees recognizes that adoption of the 2021 budget was statutorily required to be done by Resolution, and therefore seeks to adopt this Resolution, nunc pro tunc to the previous adoption of the 2021 budget by Motion as set forth below.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF FOXFIELD, COLORADO, AS FOLLOWS:

Section 1. The Town of Foxfield Budget in the total amount of \$943,328 for the fiscal year beginning January 1, 2021 and ending December 31, 2021, is hereby approved and adopted.

Section 2. The Mayor and Town Clerk of the Town of Foxfield, Colorado, are hereby authorized and directed to certify a General Purpose Levy of 4.982 mills to the Board of County Commissioners of Arapahoe County, Colorado, on or before the 15th day of December 2020, to be levied against all property within the Town of Foxfield for taxes to be collected in 2021 for the valuation year 2020.

Section 3. From monies obtained from taxation and all other sources of revenue of the Town of Foxfield, Colorado, during the year beginning January 1, 2021 and ending December 31, 2021, there are hereby appropriated the following sums for the following funds, to-wit:

General Fund	\$926,928
Open Space Fund	3,400
Conservation Trust Fund	<u>13,000</u>
TOTAL	\$943,328

Section 4. The Board of Trustees may, by resolution, transfer any unexpended balance in any of the funds to any fund or to a reserve.

PASSED NUNC PRO TUNC TO December 10, 2020 ON FIRST AND FINAL READING
this _____ day of January, 2021

BOARD OF TRUSTEES,
TOWN OF FOXFIELD, COLORADO

Lisa Jones, Mayor

ATTEST:

Randi Gallivan, Town Clerk