

**RESOLUTION NO.**

**BOARD OF COUNTY COMMISSIONERS  
COUNTY OF EL PASO, STATE OF COLORADO**

**RESOLUTION ADOPTING A POLICY FOR THE REVIEW OF REQUESTS FOR  
USE OF COUNTY TAX INCREMENT FINANCING IN NEW, AMENDED OR  
MODIFIED URBAN RENEWAL PLANS**

**WHEREAS**, House Bill 15-1348 (the Urban Redevelopment Fairness Act) amended C.R.S. §§ 31-25-101, *et seq.* thereby providing additional participation and review authority for counties, special districts, and school districts as it pertains to all urban renewal plans created on or after January 1, 2016, and any existing urban renewal plan that is amended or modified on or after January 1, 2016; and

**WHEREAS**, C.R.S. § 31-25-104(2)(a)(I), as amended, states that “an [urban renewal] authority consists of thirteen commissioners...[and] [i]n order to represent the collective interests of the county and all taxing bodies levying a mill levy in one or more urban renewal areas managed by [the urban renewal] authority...one such commissioner on the authority must be appointed by the board of county commissioners of the county in which the territorial boundaries of the urban renewal authority area are located;” and

**WHEREAS**, C.R.S. § 31-25-107(9.5)(a) states, “[b]efore any urban renewal plan containing any tax allocation provisions that allocates any taxes of any taxing entity other than the municipality may be approved by the municipal governing body...representatives of the authority and the governing body of each taxing entity shall then meet and attempt to negotiate an agreement governing the sharing of incremental property tax revenue allocated to the special fund of the authority;” and

**WHEREAS**, Senate Bill 16-177, “[c]oncerning technical modifications to legislation enacted in 2015 to promote an equitable financial contribution among affected public bodies in connection with urban redevelopment projects allocating tax revenues,” effected a change in law to allow urban renewal plans to request that a board of county commissioners of a county consider allocating a portion or all of a county’s sales tax increment imposed in the urban renewal area to fund public improvements, which a board of county commissioners may consider or reject in its sole discretion; and

**WHEREAS**, it is in the interest of El Paso County to support efforts to rehabilitate blighted areas within the County, including through the use of tax increment financing, so long as those rehabilitation efforts have an advantageous effect on the County; and

**WHEREAS**, the Board seeks to enact a policy for the review of all requests for use of county tax increment financing in new, amended or modified urban renewal plans; and

**WHEREAS**, the Board seeks to establish an Urban Renewal Review Committee made up of County staff to review all new, amended, or modified urban renewal plans within El Paso County

that propose the use of County property and/or sales tax through tax incremental financing in order to assist the Board in its decision-making process.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of El Paso County, State of Colorado, that the policy attached hereto regarding the review of requests for use of County tax increment financing in new, amended, or modified urban renewal plans is hereby approved and adopted.

**DONE THIS** \_\_\_ day of September, 2018 at Colorado Springs, Colorado.

**ATTEST:**

**BOARD OF COUNTY COMMISSIONERS  
OF EL PASO COUNTY, COLORADO**

By: \_\_\_\_\_  
County Clerk and Recorder

By: \_\_\_\_\_  
Darryl Glenn, President