

RESOLUTION NO. 2022-08-01

AMENDED AND RESTED RESOLUTION
OF THE BOARD OF DIRECTORS OF THE STERLING RANCH COMMUNITY
AUTHORITY BOARD

AUTHORIZING CHARITABLE CONTRIBUTIONS UNDER CERTAIN
CIRCUMSTANCES

- A. The Sterling Ranch Community Authority Board (the “CAB”) is a public corporation and political subdivision of the State of Colorado created pursuant to Sections 29-1-203 and 29-1-203.5, C.R.S.; and
- B. The CAB was created by the Second Amended and Restated Sterling Ranch Community Authority Board Establishment Agreement, dated March 18, 2020, and with an original effective date of January 6, 2014, as may be amended (the “CABEA”), by and among the Sterling Ranch Colorado Metropolitan District Nos. 1-7 (the “Districts”)
- C. The CAB is governed by a Board of Directors (the “Board”), with members appointed by the Districts; and
- D. The Sterling Ranch community is located in Douglas County; and
- E. The CAB Board has determined it may be in the best interests of the CAB residents, tax payers and property owners to be a participant in and contributor to certain non-profit or governmental organizations engaged in projects or work that directly impacts Sterling Ranch residents or that align with the community’s mission vision and values; and
- F. The CAB Board has determined that setting forth a policy to review requests for contribution to or participation in such organizations or projects will enable CAB Staff to evaluate and bring forward appropriate requests to the CAB for Board for approval.
- G. On April 20, 2022, the CAB Board passed Resolution No. 2022-04-01 Regarding Charitable Contributions; and
- H. The CAB Board desires to amend and restate Resolution No. 2022-04-01 to account for in-kind support offered by the CAB to qualifying organizations conducting a specific activity or events (not recurring or ongoing activity or event) in the Sterling Ranch Community that, while not direct activities of the CAB, contribute to creating a vibrant and supporting community.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE STERLING RANCH COMMUNITY AUTHORITY BOARD, COUNTY OF DOUGLAS, COLORADO:

1. Criteria for Consideration. The CAB Board will, from time to time, consider making contributions, including in-kind support, to organizations that meet the following criteria:

Resolution No. 2022-08-__ of the Board of Directors of the Sterling Ranch Community Authority Board Authorizing Charitable Contributions Under Certain Circumstances

a. An organization registered under Section 501(c)(3) of the Internal Revenue Code, a governmental organization, or an entity formed by agreement of governmental entities to perform work or provide services that are of general public benefit;

b. The specific project or organization seeking CAB contributions is likely to be directly beneficial to the residents of the Sterling Ranch community or a specific event or activity benefiting a qualifying organization or entity will be held in or is taking place in the Sterling Ranch community;

c. The specific organization or project is aligned with the community's core values of sustainability, water conservation and engagement with Colorado's natural environment or the specific event or activity benefiting a qualifying organization or entity is of general benefit and open to the Sterling Ranch community.

2. Definition of In-Kind Support. For purposes of this resolution, the term "in-kind support" shall refer to the CAB providing basic administrative support including the use of CAB controlled facilities, reasonable assistance with obtaining permits or other applicable permissions, advertising or promoting the event through CAB channels, providing supplementary support such as set up, day-of coordination, take down, and coordination of related services with CAB contractors (trash removal, etc.), but shall explicitly exclude CAB assuming any responsibility for the actual execution or function of the event.

3. Review Procedure. Staff shall review requests for contributions that are received by the CAB. Staff shall bring recommendations for qualifying contributions first to the Finance Committee for consideration. If the Finance Committee finds that the organization or project meets the requirements of this Resolution, the Finance Committee shall recommend the request be presented to the full Board for consideration at any regular or special meeting of the CAB Board.

4. Findings of the Board. The Board may approve any contribution brought forth upon a finding that:

a. The organization or project meets the criteria of this Resolution; and

b. That making the contribution is in the best interests of the residents, tax payers and property owners within the Sterling Ranch community; and

c. That CAB has sufficient funds from which to make the contribution.

d. In the case of in-kind support, completion of an appropriate indemnification and liability release and waiver shall be a condition precedent to any support.

5. No Obligation or Debt. Any contribution made pursuant to this resolution shall be made at the sole discretion of the Board and by passing this resolution the Board does not create any obligation to make a charitable contribution in any budget year. Nothing contained in this resolution is intended to create a debt or fiscal obligation of the CAB. Any in-kind support

provided by CAB shall fit within specific budget or appropriation for community activities of a similar nature such that in-kind support does not put CAB in violation of any budget or appropriation law or rule.

6. Right to Revoke. The Board retains the right to revoke, amend or otherwise modify the approval granted hereby at any time and for any reason.

7. Effect of Prior Resolution. This Resolution shall supersede and replace in its entirety Resolution No. 2022-04-01.

ADOPTED AND APPROVED this 26th day of August 2022.

STERLING RANCH COMMUNITY
AUTHORITY BOARD



Harold R. Smethills, Jr.
President, CAB Board of Directors

Attest:



Secretary/Assistant Secretary