

NOTICE OF MEETING
SPECIAL MEETING
COTTONWOODS MAINTENANCE DISTRICT

District Board Chairman Ginny Dickey

Vice Chairman Art Tolis
Director Dennis Brown
Director Sherry Leckrone

Director Alan Magazine
Director Mike Scharnow
Director David Spelich

TIME: IMMEDIATELY FOLLOWING ADJOURNMENT OF THE EAGLE MOUNTAIN COMMUNITY FACILITIES DISTRICT BOARD SPECIAL MEETING, WHICH BEGINS AT 5:25 P.M.; AND PRIOR TO THE REGULAR MEETING OF THE TOWN OF FOUNTAIN HILLS TOWN COUNCIL

WHEN: TUESDAY, JUNE 4, 2019

**WHERE: FOUNTAIN HILLS TOWN HALL – COUNCIL CHAMBERS
16705 E. AVENUE OF THE FOUNTAINS, FOUNTAIN HILLS, AZ**

Directors of the District Board of the Cottonwoods Maintenance District will attend either in person or by telephone conference call; a quorum of the Town's various commission, committee or board members may be in attendance at the meeting.

Notice is hereby given that pursuant to A.R.S. §1-602.A.9, subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions makes a video or audio recording of a minor child. Meetings of the District Board of the Cottonwoods Maintenance District are audio and/or video recorded and, as a result, proceedings in which children are present may be subject to such recording. Parents, in order to exercise their rights may either file written consent with the Town Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording may be made. If a child is present at the time a recording is made, the Town will assume that the rights afforded parents pursuant to A.R.S. §1-602.A.9 have been waived.

1. CALL TO ORDER – District Chairman Ginny Dickey
2. ROLL CALL – District Chairman Ginny Dickey
3. CONSIDERATION OF approving the Cottonwoods Maintenance District Board Meeting Minutes of May 7, 2019.
4. PUBLIC HEARING AND CONSIDERATION OF Resolution CMD 2019-02 approving the Tentative Budget of the District as the Final Budget of the District for the Fiscal Year beginning July 1, 2019, and ending June 30, 2020.
5. ADJOURNMENT

DATED this ___ day of May, 2019.

Elizabeth A. Burke, MMC, Town Clerk

**COTTONWOODS MAINTENANCE DISTRICT
SPECIAL MEETING OF MAY 7, 2019
5:29 P.M.
FOUNTAIN HILLS TOWN HALL COUNCIL CHAMBERS
16705 EAST AVENUE OF THE FOUNTAINS
FOUNTAIN HILLS, ARIZONA**

MINUTES

1. CALL TO ORDER – District Chairman Ginny Dickey

Chairman Dickey called the meeting to order at 5:29 p.m.

2. ROLL CALL – District Chairman Ginny Dickey

BOARD MEMBERS PRESENT: Chairman Ginny Dickey; Directors Mike Scharnow, Dennis Brown, Alan Magazine, Sherry Leckrone and David Spelich.

BOARD MEMBERS ABSENT: Vice Chairman Art Tolis

STAFF PRESENT: District Manager Grady E. Miller; District Attorney Aaron D. Arnson; and District Clerk Elizabeth A. Burke.

3. CONSIDERATION OF approving the Cottonwoods Maintenance District Board Meeting Minutes of June 19, 2018.

Director Scharnow **MOVED** to approve the minutes of June 19, 2018; **SECONDED** by Director Brown; passed unanimously.

4. PUBLIC HEARING AND CONSIDERATION OF Resolution CMD 2019-01 approving the Tentative Budget of the District for the Fiscal Year beginning July 1, 2019, and ending June 30, 2020, and setting a hearing date for the budget and tax levy.

Chairman Dickey opened the Public Hearing.

Finance Director Craig Rudolphy said that this district was formed in June 1999 for the purpose of maintaining common areas within the Cottonwoods development. The work is done by the Town's Public Works Department through a contract with a local landscaping company.

The reserve being accumulated is for a wall replacement as well as a ten-year painting of the common area wall. All is assessed to the 60 residents of the development. Their budget is \$6,642.

Chairman Dickey closed the Public Hearing.

5. ADJOURNMENT

Director Scharnow **MOVED** to adjourn; **SECONDED** by Director Brown; passed unanimously.

The Special Meeting of the Cottonwoods Maintenance District Board held May 7, 2019, adjourned at 5:34 p.m.

District Chairman Ginny Dickey

ATTEST:

District Clerk Elizabeth A. Burke



TOWN OF FOUNTAIN HILLS
Cottonwoods Maintenance District

AGENDA ACTION FORM

Meeting Date: 6/4/2019

Meeting Type: Special Session

Agenda Type: Regular

Submitting Department: Administration

Staff Contact Information: Craig Rudolphy, District Finance Director; 480-816-5162; crudolphy@fh.az.gov

REQUEST TO DISTRICT BOARD (Agenda Language):

1. PUBLIC HEARING regarding RESOLUTION CMD 2019-02 approving the Tentative Budget of the District as the Final Budget of the District for the fiscal year beginning July 1, 2019, and ending June 30, 2020.
2. CONSIDERATION of RESOLUTION CMD 2019-02 of the Board of the Cottonwoods Maintenance District, Maricopa County, Arizona, APPROVING the Final Budget of the District for the fiscal year beginning July 1, 2019, and ending June 30, 2020.

Applicant:

Applicant Contact Information:

Property Location:

Related Ordinance, Policy or Guiding Principle:

Staff Summary (background): The Tentative Budget for the Cottonwoods Maintenance District was approved by the Board on May 7, 2019; approval of this Resolution will adopt the Tentative Budget as the Final Budget of the District for the fiscal year beginning July 1, 2019, and ending June 30, 2020.

Risk Analysis (options or alternatives with implications):

Fiscal Impact (initial and ongoing costs; budget status): \$6,642

Budget Reference (page number): pp 323-325

Funding Source: NA

If Multiple Funds utilized, list here:

Budgeted; if No, attach Budget Adjustment Form: Y N

Staff Recommendation(s): Approve

List Attachment(s): Resolution CMD 2019-02

SUGGESTED MOTION (for District Board use): Move to approve Resolution CMD 2019-02.

Prepared by:

NA 5/21/2019

Director's Approval:



Craig Rudolphy, District Finance Director 5/21/2019

Approved:



Grady E. Miller, District Manager 5/21/2019

RESOLUTION CMD 2019-02

A RESOLUTION OF THE BOARD OF THE COTTONWOODS MAINTENANCE DISTRICT, MARICOPA COUNTY, ARIZONA, APPROVING THE FINAL BUDGET OF THE DISTRICT FOR THE FISCAL YEAR BEGINNING JULY 1, 2019, AND ENDING JUNE 30, 2020

RECITALS:

WHEREAS, the provisions of ARIZ. REV. STAT. §§ 48-574 and 48-575 allow for the assessment of maintenance charges upon the lots and parcels within an improvement district and for such assessments to be collected in the manner and by the officers provided by law for the collection and enforcement of general taxes; and

WHEREAS, pursuant to ARIZ. REV. STAT. §§ 48-574(E) and 48-575(E), on May 7, 2019, the Board of Directors of the Cottonwoods Maintenance District (the "Board") approved Resolution CMD 2019-01, which (i) adopted the statements and schedules attached as Exhibit A and incorporated herein by this reference as the tentative budget for the Cottonwoods Maintenance District, Maricopa County, Arizona, (the "District") for the fiscal year 2019-20 and (ii) authorized and directed the District Clerk to cause to be (a) mailed to the governing body of the Town of Fountain Hills and all persons owning real property within the District and (b) published in a manner prescribed by law, a notice that the Board would meet on June 4, 2019, for the purpose of conducting a final hearing for District taxpayers on the statements and estimates of the District expenditures filed with the District Clerk; and

WHEREAS, proper notice was given by (i) publication in the *Fountain Hills Times* on May 15, 2019, and May 22, 2019, and (ii) first class mail to all persons owning real property in the District on May 8, 2019; and

WHEREAS, on June 4, 2019, the Board held a public hearing to allow taxpayers of the District to voice their comments in favor of or against any proposed expenditures and assessments; and

WHEREAS, any person owning real property affected by the assessment who had any objection to the legality of the assessment or to any of the previous proceedings connected therewith was given the opportunity to appear before the Board at the hearing to present any further objections.

ENACTMENTS:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE COTTONWOODS MAINTENANCE DISTRICT, as follows:

SECTION 1. The recitals above are hereby incorporated as if fully set forth herein.

SECTION 2. The Board has heard all objections and has determined that (i) such objections do not provide a basis for a modification of the statements and schedules attached hereto as Exhibit A and (ii) any informalities or irregularities which may have occurred in the adoption process for the District budget have been properly remedied.

SECTION 3. The statements and schedules attached hereto as Exhibit A and incorporated herein by this reference, are hereby approved for the purpose as hereinafter set forth as the final budget for the District for the fiscal year 2019-20. The statements and estimates of the operation and maintenance expenses of the District, the costs of capital improvements, and other expenditures for public infrastructure of the District are hereby filed with the District Clerk.

SECTION 4. The District Chairperson, the District Clerk, and the District Counsel are hereby authorized and directed to take all steps necessary to carry out the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Board of Directors of the Cottonwoods Maintenance District, Maricopa County, Arizona, June 4, 2019.

Ginny Dickey, District Chairperson

ATTEST:

Elizabeth A. Burke, District Clerk

APPROVED AS TO FORM:

Aaron D. Arnson, Pierce Coleman PLLC
District Counsel

EXHIBIT A
TO
RESOLUTION CMD 2019-02

[Final Budget]

**COTTONWOODS MAINTENANCE DISTRICT
FINAL BUDGET
FISCAL YEAR 2019-2020**

	Ended	For the Fiscal Year
<u>Revenues</u>		<u>June 30, 2020</u>
Tax Levy at \$114.52 per Property Owner		<u>\$6,642</u>
TOTAL		<u>\$6,642</u>
<u>Expenses</u>		
Annual Landscape Maintenance Cost		\$4,851
Annual Reserve for Exterior Wall Maintenance		991
Reserve Fund		500
Postage		50
Advertising		<u>250</u>
TOTAL		<u>\$6,642</u>