

**TRIVIEW METROPOLITAN DISTRICT**

**RESOLUTION NO. 02--2019**

**A RESOLUTION ESTABLISHING A DISCRETIONARY FUND AND  
ACCOMPANYING POLICY DESIGNED TO ASSIST HOMEOWNERS WITH  
SIDEWALK REPAIR IN SPECIFIC CIRCUMSTANCES**

**WHEREAS**, Pursuant to Chapter 12.04 of the Monument Municipal Code the responsibility for sidewalk maintenance and repair is the homeowner whose property is adjacent to the sidewalk:

**WHEREAS**, The Board of Triview Metropolitan District has determined it appropriate to create a fund which may be used to assist property owners with the costs of replacing sidewalks; and

**WHEREAS**, the Board will evaluate the finances of the District during its budget considerations and may, in its sole discretion, appropriate up to \$20,000.00 to the fund which shall be used to assist property owners who have sidewalks in need of repair with up to half the cost of the repairs with the District's contribution not to exceed \$1,000.00 to any individual property owner; and

**WHEREAS**, the property owner may apply to the District for assistance based upon specific criteria./ If approved by the District Manager, the sidewalk shall be repaired by a private contractor under the supervision of the District; and

**WHEREAS**, this Resolution shall not change Triview's policy of repairing sidewalks belonging to individual property owners where work performed by Triview or its contractors has caused damage to the property owner's sidewalk.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF  
DIRECTORS OF THE TRIVIEW METROPOLITAN DISTRICT THAT:**

Section 1. The Board hereby authorizes creation of a sidewalk repair fund which, in the sole discretion of the Board, may be funded by up to \$20,000.00 and used to assist property owners with the costs of sidewalk repairs. The fund shall not exceed the sum of \$20,000.00 so future years appropriations shall be in an amount to bring the fund up to that maximum amount if the Board, in its sole and absolute discretion, decides to provide funding for the sidewalk repair fund.

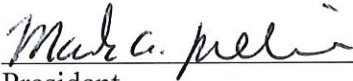
Section 2. The Board hereby authorizes the District Manager to evaluate applications received from property owners and to determine if the sidewalk adjacent to the property meets applicable requirements for consideration for funding assistance. If the application is approved by the District Manager, the sidewalk repair or replacement shall be done by a private contractor under the supervision of the District.

Section 3. Sidewalks eligible for funding assistance by the District shall meet at least one of the following conditions:

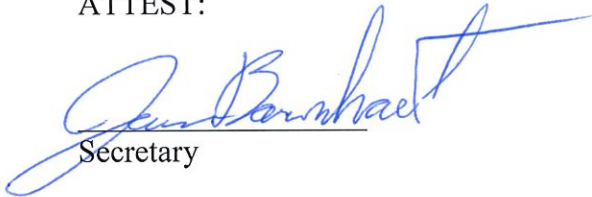
- a. Seventy-five to 100 percent of the curb head or sidewalk is chipped or broken.
- b. Concrete has settled at least two inches.
- c. Fifty percent or more of the surface has spalled (top one-half to one inch has worn away leaving a rough surface).
- d. Verified accident or claim for injury caused by sidewalk damage.
- e. Citizen with disability whose access to his/her property is impeded due to damage to the sidewalk.

**PASSED AND RESOLVED** by the Board of Directors of the Triview Metropolitan District, this 18 day of JUNE 2019 by a vote of 5 for and 0 against.

TRIVIEW METROPOLITAN DISTRICT

  
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President

ATTEST:

  
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Secretary