

AGENDA
MEETING OF THE LAKEWOOD
REINVESTMENT AUTHORITY
480 S. ALLISON PARKWAY, 80226
CITY OF LAKEWOOD, COLORADO
HYBRID MEETING
OCTOBER 23, 2023
6:30 PM

To watch the Council meeting live, please use either one of the following links:
City of Lakewood Website: [Lakewood.org/CouncilVideos](https://lakewood.org/CouncilVideos)
or
Lakewood Speaks: Lakewoodspeaks.org

How to Connect to Provide Public Comment:

By Computer: <https://lakewood.zoom.us/j/87017960123>

By iPad, iPhone, or Android device on the Zoom App, enter webinar ID: **870 1796 0123**

By Telephone: **720-707-2699**

Webinar ID: **870 1796 0123, #**

Participant ID: **#**

Press *9 to Request to Speak, you will be prompted when to speak.

Press *6 to Unmute

The City of Lakewood does not discriminate on the basis of race, age, national origin, color, creed, religion, sex, sexual orientation or disability in the provision of services. People with disabilities needing reasonable accommodation to attend or participate in a City service program, can call 303-987-7080 or TDD 303-987-7057. Please give notice as far in advance as possible so we can accommodate your request.

In accordance with Lakewood City Council Policy 5.1(A), all virtual meeting participants are advised that technological issues, whether caused by the City's equipment or the user's equipment, shall not be grounds for canceling a public meeting.

ITEM 1 – CALL TO ORDER

ITEM 2 – ROLL CALL

ITEM 3 – PUBLIC COMMENT

Anyone who would like to address the Council on any matter other than an agenda item will be given the opportunity. Speakers should limit their comments to three minutes.

**RESOLUTION
AND PUBLIC HEARING**

ITEM 4 – RESOLUTION LRA-2023-13 – AUTHORIZING A REVISED BUDGET FOR THE YEAR 2023 FOR THE LAKEWOOD REINVESTMENT AUTHORITY AND FURTHER ADOPTING THE ANNUAL BUDGET FOR THE LAKEWOOD REINVESTMENT AUTHORITY FOR THE FISCAL YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2024, AND ENDING ON DECEMBER 31, 2024, ESTIMATING THE AMOUNT OF MONEY TO BE DERIVED FROM TAX INCREMENT AND SETTING FORTH THE APPROPRIATIONS FOR EACH FUND

PUBLIC INPUT

ITEM 5 – ADJOURNMENT



STAFF MEMO

DATE OF LRA MEETING: OCTOBER 23, 2023 / AGENDA ITEM NO. 4

To: Chairman Adam Paul and the LRA Board of Commissioners

From: Isabella Nunez, Senior Economic Development Specialist
Robert Smith, LRA Executive Director, 303-987-7732

Subject: **LAKEWOOD REINVESTMENT AUTHORITY PROPOSED 2024 BUDGET
AND REVISED 2023 BUDGET**

SUMMARY STATEMENT: A resolution authorizing the Lakewood Reinvestment Authority (LRA) to adopt the 2023 Revised Budget and the 2024 Annual Budget.

BACKGROUND INFORMATION: The LRA is obligated by state law to prepare and submit an annual budget for review and approval by the Chairman and Board of Commissioners.

BUDGETARY IMPACTS: Approval of the LRA resolution adopting the 2023 Revised Budget and the 2024 Annual Budget.

STAFF RECOMMENDATION: Staff recommends approval of the Resolution LRA 2023-13, the 2024 proposed LRA Budget and the 2023 Revised LRA Budget.

ALTERNATIVES: The Chairman and Board of Commissioners may amend the budget as proposed to add, delete or change funding for any existing program or any lawful service authorized under State Urban Renewal Law, from projected revenues or reserve funds on hand.

PUBLIC OUTREACH: This item has been promoted through the regular communication channels to be considered by the Lakewood Reinvestment Authority and was presented at the September 18, 2023 LRA Study Session.

NEXT STEPS: None

ATTACHMENTS: Resolution LRA 2023-13
The proposed 2024 budget for the LRA can be found at:
<https://www.lakewood.org/files/assets/public/v/1/economic-development/lra-budget-2024.pdf>
Link to Video of the September 18th LRA Study Session:
<https://www.youtube.com/watch?v=Wdj-6ETiN9o>

REVIEWED BY: Robert Smith, Executive Director
Holly Bjorklund, LRA Treasurer

LRA 2023-13

A RESOLUTION

AUTHORIZING A REVISED BUDGET FOR THE YEAR 2023 FOR THE LAKEWOOD REINVESTMENT AUTHORITY AND FURTHER ADOPTING THE ANNUAL BUDGET FOR THE LAKEWOOD REINVESTMENT AUTHORITY FOR THE FISCAL YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2024, AND ENDING ON DECEMBER 31, 2024, ESTIMATING THE AMOUNT OF MONEY TO BE DERIVED FROM TAX INCREMENT AND SETTING FORTH THE APPROPRIATIONS FOR EACH FUND

WHEREAS, the Lakewood Reinvestment Authority, upon notice duly advertised, held a Public Hearing on said budget on October 23, 2023, pursuant to the Colorado State Statute.

NOW, THEREFORE, BE IT RESOLVED by the Lakewood Reinvestment Authority of the City of Lakewood, Colorado, that:

SECTION 1. There is hereby appropriated from the revenue derived from tax increment during the years 2023 and 2024, the amounts hereinafter set forth in the attached 2023 Budget.

SECTION 2. Pursuant to the Colorado State Statute, both the revised budget for the year 2023, and the budget for the Lakewood Reinvestment Authority for the fiscal year beginning January 1, 2024, and ending December 31, 2024, as heretofore proposed to the Lakewood Reinvestment Authority, and the same are hereby approved as the Revised 2023/2024 Annual Budget.

SECTION 3. The budget herein approved shall be signed by the Chair and Executive Director and made part of the public records of the Lakewood Reinvestment Authority.

INTRODUCED, READ AND ADOPTED by a vote of __ for and ___ against at a hybrid meeting of the Board of Commissioners of the Lakewood Reinvestment Authority on October 23, 2023, at 6:30 p.m. at Lakewood Civic Center, 480 South Allison Parkway, Lakewood, Colorado.

Adam Paul, Chair

ATTEST:

Robert Smith, Executive Director

Lakewood Reinvestment Authority: 2023 Revised Questions and 2024 Budget Questions

Councilor Janssen:

Creekside Shopping Center:

1. The reimbursement agreement with Creekside (Wal-Mart) is supposed to terminate 8/9/24 or when reimbursement is complete.
The termination date is the earlier of 8/9/24 or when the reimbursement is complete.

2. The column titled 2022 Amount of Tax Shared With Developer shows \$1,482,206. Did Creekside get reimbursed \$1,482,206 or \$482,206?
Creekside was reimbursed \$1,482,206 per the ACFR. This amount is 100% of the increment after the \$1M amount due to the City of Lakewood.

3. I think the original repayment to Creekside was generated from sales tax, property tax, and the Public Improvement Fee? Please let me know if that’s right.
The Lakewood Reinvestment Authority (LRA) receives incremental sales tax and property tax. Annually, \$1M is paid to the City. The City collects Public Improvement Fees (PIF) for the developer and remits the fees to the LRA. The LRA in turn remits the remaining incremental tax and PIF to the developer. The “Amount of Tax Shared with Developer” in the table below only includes the incremental taxes and not the PIF.

4. I’d like to know how much Creekside (Wal-Mart) has been reimbursed as of now and how much is outstanding?
As of 12/31/2022, \$20M has been reimbursed with \$4.3M remaining on the original \$24.3M.

5. Is there a year by year listing with the sales and property tax, and PIF amounts that were collected from Creekside and the amounts retained by the developer? Some pieces can be put together with LRA budget books but it’d be nice to have something all on one page.

Annual comprehensive report – pg 50

The Lakewood Reinvestment Authority has agreed to reimburse certain developers for costs incurred in the redevelopment of retail projects within certain urban renewal areas. These reimbursements are payable solely from the property and sales tax increment revenues generated by each project and are not reported as liabilities in the financial statements. Certain fundamentals that are consistent within each of the agreements are noted above under “Economic Development Agreements.”

The sales and use tax revenue and expenditure transactions related to the following agreements are reported in the Lakewood Reinvestment Authority Capital Projects Fund:

Project Name	Maximum Amount Committed To Be Reimbursed Or Waived ⁽¹⁾	Termination Of Reimbursement Obligation ⁽²⁾	Description Of Sharing Arrangement	2022 Amount Of Tax Shared With Developer	Future Contingent Payments Required By Agreement
Beknar	\$120,000,000	9/10/2025	2/3 rd of 3% Sales Tax Rate Waived	\$0	N/A
Creekside Shopping Center (Wal-Mart)	\$24,320,435 ⁽³⁾	8/9/2024	100% of Sales Tax increment in excess of \$1,000,000	\$1,482,206	\$4,369,440

⁽¹⁾ In addition to the sales tax reimbursement or waiver for these projects, a public improvement fee (instituted privately by the developer) contributes to the overall reimbursement amount.
⁽²⁾ The reimbursement will be terminated on the termination date, or whenever the reimbursement
⁽³⁾ Does not include interest and ancillary hard and soft costs.

The below table lists the incremental sales tax, incremental property taxes, and the PIF amounts year by year. The Developer Reimbursement amount includes sales and property taxes per the ACFR from 2007-2022. Prior to 2007, there was not a requirement to report on this aspect.

Creekside Shopping Center				
Year	Developer Reimbursement Amounts Per ACFR ⁽¹⁾	Incremental Sales Tax	Incremental Property Tax	PIF
2022	1,482,206	1,060,093	591,854	859,153
2021	1,766,424	1,256,836	544,557	993,026
2020	1,737,616	1,270,117	586,231	975,809
2019	1,849,271	1,303,803	577,625	995,145
2018	1,800,926	1,282,938	510,989	1,000,735
2017	1,669,123	1,253,028	439,346	978,752
2016	1,424,285	1,143,345	449,085	908,388
2015	1,450,506	1,129,468	479,553	883,804
2014	1,474,952	1,117,924	507,446	874,575
2013	1,457,048	1,144,187	497,230	898,343
2012	1,620,984	1,202,429	476,880	947,666
2011	1,610,759	1,201,636	484,439	954,185
2010	1,686,657	1,218,980	499,663	962,935
2009	1,712,719	1,320,921	502,668	1,042,722
2008	1,979,770	1,989,114	473,004	1,528,563
2007	917,939	1,970,044	308,291	1,513,744
2006	-	2,311,079	135,578	1,763,621
2005	-	1,525,441	-	1,186,728
Total	25,641,185 ⁽²⁾	24,701,382	8,064,438	19,267,895

Notes

(1) Prior to 2007, this information was not reported upon in the CAFR.

(2) The total amounts exceed \$24,320,435 as it includes interest and ancillary hard and soft costs.