

**CHEROKEE METROPOLITAN DISTRICT**

**RESOLUTION 2021-05**

**A RESOLUTION APPROVING A LOAN FROM THE CHEROKEE METROPOLITAN DISTRICT WATER/WASTEWATER ENTERPRISE FUND TO THE CHEROKEE METROPOLITAN DISTRICT GOLF COURSE ENTERPRISE FUND IN THE AMOUNT OF \$162,109.84 AND AT AN INTEREST RATE OF 1.82%, PAYABLE WITHIN THREE (3) YEARS**

WHEREAS, Cherokee Metropolitan District (the “District”) is a quasi-municipal corporation duly organized in El Paso County, CO and existing as a metropolitan district under the State of Colorado, Title 32 of the Colorado Revised Statutes; and

WHEREAS, the Cherokee Ridge Golf Course (the “Golf Course”) is a division of the District; and

WHEREAS, the Cherokee Metropolitan District Board of Directors (“Board”) are duly elected and authorized to enact the Resolution; and

WHEREAS, the Board has approved the District’s Water/Wastewater Enterprise Fund Loan (“Loan”) to the Golf Course Enterprise Fund in a properly noticed, public meeting, in the amount of \$162,109.84 for the purpose of purchasing several pieces of replacement and necessary golf course maintenance equipment, specifically identified as Exhibit A; and

WHEREAS, the Board has determined that in order to finance the Loan, it is necessary and advisable, and in the best interest of the District, for the Golf Course to be issued a Promissory Note (“Note”) identified as Exhibit B; and

WHEREAS, the annual obligation of the three-year Loan will be paid once per year beginning in 2021 on or before April 1<sup>st</sup> in the Annual Amortization Schedule identified in Exhibit C; and

WHEREAS, there has been presented to the Board the form of a Promissory Note which shall constitute a revenue obligation to the District, payable from the Golf Course Enterprise Fund; and

WHEREAS, the Golf Course will be considered delinquent if payment is not received within 30 days of the date of each annual payment, as described in this

Resolution, and will be charged 1.5% interest for such delinquency; and

WHEREAS, the form of the Note is on file with the District; and


WHEREAS, the Board desires to approve the form of the Note and authorizes the execution and delivery of the Note,

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CHEROKEE METROPOLITAN DISTRICT AS FOLLOWS:

The Cherokee Metropolitan District Water/Wastewater Fund Loan to the Cherokee Ridge Golf Course Enterprise Fund in the amount of \$162,109.84 as incorporated herein by reference in this Enterprise Resolution is hereby approved.

Done and resolved this 11<sup>th</sup> day of March, 2021.

CHEROKEE METROPOLITAN DISTRICT

  
\_\_\_\_\_  
Steve Hasbrouck, President

ATTEST:

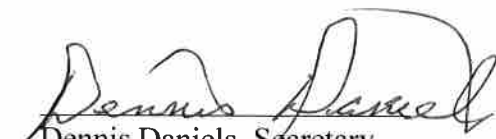
  
Dennis Daniels, Secretary

Exhibit B

**PROMISSORY NOTE**

U.S. \$162,109.84

Cherokee Metropolitan District  
Date: March 11, 2021

FOR VALUE RECEIVED, the Cherokee Metropolitan District Water/Wastewater Enterprise Fund (“Note Holder”), pursuant to Resolution 2021-05, loaned to the Cherokee Ridge Golf Course Enterprise Fund (“Borrower”), to purchase equipment to fund the operation of the Cherokee Ridge Golf Course, the principal sum of One Hundred Sixty Two Thousand, One Hundred and Nine Dollars and Eighty-four cents (\$162,109.84) at a fixed interest rate of 1.82% accruing annually for a term of three (3) years, to be paid back in annual installments of \$55,566.24 as set forth in the Amortization Schedule attached hereto as Exhibit C, and payable to 6250 Palmer Park Blvd., Colorado Springs, Colorado 80915, or at such other place as Note Holder may designate.

If any payment required by this Note is not paid when due and remains unpaid after the due date, this Note shall be in default and the outstanding indebtedness shall bear default interest at the rate of 1.5% per annum from the date of default. Payments received for application to this Note shall be applied to the payment of interest, at the rate specified above, if any, and the balance applied in reduction of the principal amount hereof. If suit is brought to collect this Note, the Note Holder shall be entitled to collect all reasonable costs and expense of collection and/or suit, including, but not limited to reasonable attorneys’ fees.

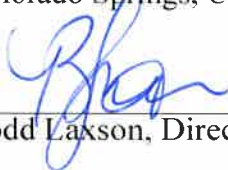
Borrower may prepay the principal amount outstanding under this Note, in whole or in part, at any time without penalty. Borrower and all other makers, sureties, guarantors, and endorsers hereby waive presentment, notice of dishonor and protest, and hereby agree to any extensions of time of payment and partial payments before, at, or after maturity. This Note shall be the obligation of Borrower and all other makers, sureties, guarantors and endorsers, and their successors and assigns.

Any notice to Borrower provided for in this Note shall be in writing and shall be given and be effective upon: (a) delivery to Borrower, or (b) by mailing such notice by first class U.S. mail, addressed to Borrower at Borrower’s address stated below, or to such other address as Borrower may designate by note to Note Holder.

Any notice to Note Holder shall be in writing and shall be given and be effective upon: (a) delivery to Note Holder, or (b) by mailing such notice by first class U.S. mail, to Note Holder at the address stated in the first paragraph of this Note, or to such other address as Note Holder may designate by notice to Borrower.

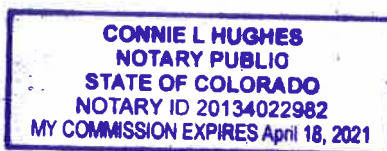
BORROWER:

CHEROKEE RIDGE GOLF COURSE  
1850 Tuskegee Place  
Colorado Springs, Colorado 80915



\_\_\_\_\_  
Todd Laxson, Director

STATE OF COLORADO    )  
                                  ) ss.  
COUNTY OF EL PASO    )



The foregoing instrument was acknowledged before me this 25 day of March, 2021, by Todd Laxson, acting in his capacity of Director of the Cherokee Ridge Golf Course, Colorado Springs, Colorado.

Witness by hand and official seal.

  
\_\_\_\_\_  
Notary Public

# CHEROKEE RIDGE GOLF COURSE PURCHASES

Exhibit A

Qty	Model Number	Description	Unit price	Extended price
1	03674	Reelmaster 5010-H		
5	03621	22 Inch 5 Inch 8 Blade (RR) Radial Reel EdgeSeries	\$39,513.68	\$39,513.68
1	03647	5 Inch DPA Cutting Unit Finish Kit	\$2,672.09	\$13,360.47
1	03406	5 Inch Powered Rear Roller Brush For Cutting Units Without Groomers	\$6,076.92	\$6,076.92
5	137-0842	Heavy Duty Brush For 22 Inch Rear Roller Brush Kit	\$2,655.67	\$2,655.67
1	03413	5-inch Weight for CUs with 1 or more Attachments (Kit of 5)	\$74.74	\$373.68
			\$223.65	\$223.65
1	04358	Greensmaster 3150-Q		\$62,204.07
3	04652	8 Blade Cutting Unit	\$24,683.05	\$24,683.05
1	04626	Narrow Wiehle Roller (.200 Inch Spacing) (Set of 3)	\$2,147.37	\$6,442.12
			\$975.15	\$975.15
				\$32,100.32
1	41188	Multi Pro 1750	\$31,770.31	\$31,770.31
11	120-0712	Light Blue 1.00 gpm nozzle @ 40 PSI	\$10.74	\$118.11
11	121-5062	Cap and Gasket for AI Turbo TwinJet	\$2.87	\$31.57
1	41158	Chemical Pre-Mix Kit - MP1750 (KZ Valve)	\$2,257.63	\$2,257.63
1	41159	Electric Hose Reel Kit (KZ Valve)	\$2,822.24	\$2,822.24
1	41208	Clean Rinse Kit	\$1,291.08	\$1,291.08
1	41249	Foam Marker Kit	\$1,907.30	\$1,907.30
1	136-0457	Finish Kit, Foam Marker	\$418.63	\$418.63
				\$40,616.87
2	07413LT	Workman GTX Lifted Lithium	\$11,361.68	\$22,723.36
2	07048	Bucket Seat Kit	\$437.14	\$874.28
2	07046	Plastic Cargo Bed	\$781.22	\$1,562.44
2	07921	2-Person Canopy	\$460.60	\$921.20
2	07923	Fold-Down Windshield	\$257.28	\$514.56
2	07145	Brush Guard	\$296.38	\$592.76
				\$27,188.58
				\$162,109.84

Loan Amount	\$162,109.84
Loan Term	3 years
Interest Rate (APR)	1.82 %

### Annual Amortization Schedule

Annual Schedule	Beginning Balance	Interest	Principal	Ending Balance
1	\$162,109.84	\$2,509.28	\$53,056.96	\$109,052.92
2	\$109,052.92	\$1,535.54	\$54,030.70	\$55,022.26
3	\$55,022.26	\$543.93	\$55,022.31	\$0.00