

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT
BETWEEN THE CITY OF COMMERCE CITY AND THE COMMERCE CITY
HOUSING AUTHORITY**

NO. 2024-115

WHEREAS, after public hearing on August 20, 1979, the Commerce City Housing Authority was created by the City pursuant to the Housing Authorities Law of the State of Colorado (C.R.S. § 29-4-201, *et seq.*);

WHEREAS, the Authority was established and empowered to operate by a separate and independent Housing Authority Board of Commissioners, each member appointed by the mayor and approved by City Council, vesting the governing power and authority of the Authority in the Housing Authority Board of Commissioners, to operate and carry out all functions of the Housing Authority separate and apart from City;

WHEREAS, the Housing Authority has regularly received certain financial support from the City for Authority operations and administration, as well as other assistance in the areas of Human Resources, Finance, Office and Business Equipment, Information Technology (“IT”), and Insurance;

WHEREAS, on July 12, 2024, the Authority authorized, by formal resolution, for its Board and staff to proceed with all efforts to maximize agency independence from the City, and to move forward to negotiate with the City for means of promoting the Authority’s self-sufficiency and self-sustainability, and the City is agreeable to such action on certain terms and provisions as may be agreed to in writing;

WHEREAS, intergovernmental agreements to provide functions or services, including the sharing of costs of such services or functions, by political subdivisions of the State of Colorado are specifically authorized by, among others, C.R.S. § 29-1- 203, as amended, and other sections of the C.R.S.;

WHEREAS, the City and the Authority desire, by an intergovernmental agreement, to agree to such terms and provisions that will maximize the financial and operational independence of the Authority, while assisting the Authority in continuing to maintain a high level and quality of competent and professional administration; and

WHEREAS, the City and the Authority desire to reach certain understandings with respect to the matters addressed herein.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

SECTION 1. Findings. The recitals to this resolution are incorporated as findings of the City Council. This resolution is found to be necessary for the preservation of the public health, safety, and welfare and in the public interest.

SECTION 2. Approval; Execution. The Intergovernmental Agreement, substantially in the form attached, is hereby approved. The City Manager and the City Clerk are hereby authorized and directed to sign and attest the Agreement, substantially in the form attached, on behalf of the City.

RESOLVED AND PASSED THIS 25TH DAY OF NOVEMBER, 2024.

CITY OF COMMERCE CITY, COLORADO

Steve J. Douglas, Mayor

ATTEST

Dylan A. Gibson, City Clerk