

**RESOLUTION APPROVING INTERGOVERNMENTAL AGREEMENT
BETWEEN SOUTH ADAMS COUNTY FIRE PROTECTION DISTRICT NO. 4
AND THE CITY OF COMMERCE CITY, COLORADO
REGARDING PROVISION OF FIRE PROTECTION SERVICES
NO. 2016-50**

WHEREAS, the South Adams County Fire Protection District No. 4 (the "District") provides fire protection services to all areas within its boundaries; and

WHEREAS, a large portion of the area presently located within the boundaries of the City of Commerce City (the "City") is also located within the boundaries of the District and a portion of the area presently located within the boundaries of the City is located in areas that are within the boundaries of the Greater Brighton Fire Protection District (the "Greater Brighton District") and the Sable Altura Fire Protection District (the "Sable Altura District"); and

WHEREAS, the District and the City have a common and compelling interest in providing and planning for adequate fire protection services and emergency preparedness for property owners and residents of the District and the City; and

WHEREAS, the District desires to provide fire protection services to areas located within the boundaries of the City except for those areas located or to be located within the Greater Brighton District; and

WHEREAS, pursuant to C.R.S. §29-1-203, the District and the City may contract with one another to provide any function, service, or facility lawfully authorized to be provided by the District or the City; and

WHEREAS, the District and the City agree that it is in the best interests of both the District and the City and will promote the public health, safety, and welfare of their mutual residents and property owners to provide for cooperative efforts by both the District and the City for the provision of uniform fire protection services in the District and the City; and

WHEREAS, the District and the City have previously entered into a certain Intergovernmental Agreement for fire protection services dated February 19, 1996 (the "Original IGA"); and

WHEREAS, the District and the City desire to amend and replace the Original IGA and to set forth in writing their understanding and agreement in regard to the cooperative efforts by and between them for the provision of high-quality fire protection services; and

WHEREAS, the District and the City have negotiated the Intergovernmental Agreement attached as Exhibit "A" and the City desires to approve attached Exhibit "A" subject to approval by the District as indicated thereon by appropriate signatures of the District.

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

1. The Intergovernmental Agreement between the City of Commerce City and South Adams County Fire Protection District No. 4 regarding provision of fire protection services, substantially in the form attached as Exhibit "A", is hereby approved subject to approval by the District as indicated thereon by appropriate signatures of the District.
2. The Mayor of the City of Commerce City is authorized and directed to sign and deliver the Intergovernmental Agreement and the City Clerk of the City of Commerce City is authorized and directed to attest to the signature of the Mayor effective upon approval of the Intergovernmental Agreement by the District.

RESOLVED AND PASSED THIS 21ST DAY OF MARCH, 2016.

CITY OF COMMERCE CITY, COLORADO

Sean Ford, Mayor

ATTEST:

Laura J. Bauer, MMC, City Clerk