

**RESOLUTION APPROVING INTERGOVERNMENTAL AGREEMENT
BETWEEN THE COMMERCE CITY E-470 RESIDENTIAL AREA GENERAL
IMPROVEMENT DISTRICT AND THE CITY OF COMMERCE CITY
REGARDING INFRASTRUCTURE PROJECTS AND STAFFING FOR
DISTRICT ADMINISTRATION**

NO. 2013-73

WHEREAS, the Commerce City E-470 Residential Area General Improvement District (the “ERAGID”) is a public improvement district and a body corporate duly organized pursuant to Part 6, Article 25, Title 31, Colorado Revised Statutes, and Ordinance 1966 of the City of Commerce City, Colorado (the “City”) adopted by the Council of the City (the “City Council”) on July 15, 2013 (“Ordinance 1966”);

WHEREAS, the ERAGID and the City have determined it is in their best interests to construct, install and maintain certain infrastructure improvements within the anticipated future boundaries of the ERAGID to provide water and sewer services and to provide regional roadway improvements to relieve traffic congestion, improve safety for motorists, commuters and pedestrians, improve access to the commercial and residential developments and improve access to parks, trails, open space and recreation facilities within the ERAGID Inclusion Boundaries (the “Projects”);

WHEREAS, the ERAGID and the City have agreed that unless and until the City Council appropriates funds for the Projects, the ERAGID shall pay all costs associated with the design and construction of the Projects and shall acquire such real property interests as are necessary to complete the Projects;

WHEREAS, the ERAGID has no employees to provide administration or record keeping for the Projects; and

WHEREAS, in order to provide ERAGID staffing and project management for the Projects and to define the parties’ roles and responsibilities with respect to the Projects, the parties wish to enter into the attached Intergovernmental Agreement between the Commerce City E-470 Residential Area General Improvement District and the City of Commerce City regarding Infrastructure Projects and Staffing for District Administration (the “Infrastructure and Staffing IGA”).

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

1. The Infrastructure and Staffing IGA is hereby approved.
2. The Mayor and City Clerk are hereby authorized and directed to sign and attest the Infrastructure and Staffing IGA on behalf of the City of Commerce City.

RESOLVED AND PASSED THIS ___ DAY OF _____, 2013.

CITY OF COMMERCE CITY

Sean Ford, Mayor

ATTEST:

Cheryl Scott, Acting City Clerk