

**RESOLUTION APPROVING FIRST AMENDMENT TO  
INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF  
COMMERCE CITY AND BRIGHTON SCHOOL DISTRICT 27J REGARDING  
THE PAYMENT AND EXPENDITURE OF USE TAXES**

**NO. 2012-69**

WHEREAS, on December 16, 2002, the City of Commerce City (the "City") and Brighton School District 27J (the "District") entered into an Intergovernmental Agreement (the "IGA") regarding the collection and expenditure of use taxes payable to the City for materials purchased by private contractors under contract with the District where such materials are used in public school construction projects within the City (the "Use Tax Funds"); and

WHEREAS, the parties desire to amend the IGA as set forth in the attached FIRST AMENDMENT TO INTERGOVERNMENTAL AGREEMENT FOR PAYMENT OF USE TAX AND EXPENDITURE FOR PROJECTS OF MUTUAL INTEREST AND BENEFIT TO THE STUDENTS OF BRIGHTON SCHOOL DISTRICT 27J AND THE RESIDENTS OF COMMERCE CITY (the "First Amendment to Intergovernmental Agreement") to further define potential uses for the Use Tax Funds, to amend the title of the IGA accordingly, and to clarify certain procedures related to requests for use of Use Tax Funds.

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

1. The First Amendment to Intergovernmental Agreement is hereby approved.
2. The Mayor and the City Clerk are hereby authorized and directed to sign and attest the First Amendment to Intergovernmental Agreement on behalf of the City of Commerce City.

RESOLVED AND PASSED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2012.

CITY OF COMMERCE CITY

\_\_\_\_\_  
Sean Ford, Mayor

ATTEST:

\_\_\_\_\_  
Laura J. Bauer, CMC, City Clerk