

**RESOLUTION CONSENTING TO THE DISSOLUTION OF
HIGH PLAINS WATER AND SANITATION METROPOLITAN DISTRICT**

RESOLUTION NO. 2019-05

WHEREAS, pursuant to § 32-1-204.5, C.R.S. and other applicable provisions of the Special District Act, § 32-1-101 *et seq.*, C.R.S., the City of Commerce City, Colorado (“City Council”) approved the organization of the High Plains Water and Sanitation Metropolitan District by resolution dated September 19, 2005; and

WHEREAS, the territory of the Districts is wholly within the boundaries of the City of Commerce City, Colorado (“City”); and

WHEREAS, the District has advised the City that it has no financial obligations or outstanding bonds, as reflected in the certificate set forth in **Exhibit A** attached hereto, and that the District shall certify the same in its petition for dissolution; and

WHEREAS, the District has not constructed and does not own any improvements, nor does it provide any services; and

WHEREAS, the District intends to initiate legal proceedings relating to its dissolution, pursuant to Part 7 of Article 1 of Title 32, C.R.S., such dissolution being consistent with the legislative intent to reduce the fragmentation and overlapping of local governments, as described in § 32-1-102(5), C.R.S.; and

WHEREAS, pursuant to § 32-1-704(3)(b), C.R.S., the district court shall enter an order dissolving a special district, pursuant to § 32-1-707, C.R.S., without an election, if (1) the special district lies wholly within the corporate limits of a municipality; (2) the special district has no financial obligations or outstanding bonds; and (3) the special district board and the governing body of the municipality consent to the dissolution; and

WHEREAS, the Board of Directors of the District has consented to the dissolution by Resolution dated February 14, 2018, the resolution is set forth in **Exhibit B** attached hereto; and

WHEREAS, the District has requested that the City Council consent to the dissolution, pursuant to § 32-1-704(3)(b), C.R.S.

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

That, pursuant to § 32-1-704(3)(b), C.R.S. and based upon the representations of the District as set forth in **Exhibit A** and **Exhibit B** hereto, the City Council consents to the dissolution of the District.

That a certified copy of this Resolution be submitted to the District in order that it may be filed with the Adams County District Court, pursuant to § 32-1-702, C.R.S.

RESOLVED AND PASSED THIS 7TH DAY OF JANUARY, 2019.

CITY OF COMMERCE CITY, COLORADO

BY: _____
Sean Ford, Mayor

ATTEST:

Laura J. Bauer, MMC, City Clerk

EXHIBIT A
Certificate of No Outstanding Debt

EXHIBIT B
Resolution Approving Dissolution of
High Plains Water and Sanitation Metropolitan District