

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE CITY OF COLORADO SPRINGS (“CITY”) TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH PEAK METROPOLITAN DISTRICT NO. 1 (“DISTRICT”), ENTITLED *FACILITIES ACQUISITION AND REIMBURSEMENT AGREEMENT* (“IGA”)

WHEREAS, the City Council of the City of Colorado Springs, Colorado (“City Council”) is authorized, pursuant to C.R.S. § 29-1-203, to enter into intergovernmental agreements with other governmental entities; and

WHEREAS, on August 28, 2018, by Resolution No. 98-18, City Council approved the Service Plan for the Peak Metropolitan Districts Nos. 1, 2, and 3; and

WHEREAS, the District is authorized to construct, acquire, install and finance public improvements, including water, sanitation (including storm drainage), street, safety protection, park and recreation, transportation, and mosquito control and other facilities and services, which benefit property within the Districts’ boundaries and/or service area; and

WHEREAS, The City is the fee owner of certain property as legally described in Exhibit A of the IGA, attached hereto and incorporated by this reference; and

WHEREAS, the necessary improvements serve and develop the property, including certain street, sewer, water and storm public infrastructure as more particularly described in Exhibit B of the IGA, attached hereto and incorporated by this reference; and

WHEREAS, the IGA has been authorized and approved by the Parties; and

WHEREAS, the IGA provides the terms and conditions by which the District will reimburse the Airport for its monetary contribution to the design and construction of certain public infrastructure within the development known as Peak Innovation Park; and

WHEREAS, the Airport respectfully requests City Council approve the attached IGA.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. City Council approves the attached IGA between Peak Metropolitan District No.1 and the City, by and through its enterprise, the Colorado Springs Municipal Airport, that sets forth the terms and conditions by which the District will reimburse the City for its monetary contribution to the design and construction of certain public infrastructure within the development known as Peak Innovation Park.

Dated at Colorado Springs, Colorado this ____ day of February, 2019.

Council President

ATTEST:

Sarah B. Johnson, City Clerk