

A RESOLUTION RATIFYING CERTAIN ACTIONS TAKEN BY THE COLORADO SPRINGS UTILITIES BOARD OF DIRECTORS WITH RESPECT TO THE PUBLIC AUTHORITY FOR COLORADO ENERGY

WHEREAS, the City Council of the City of Colorado Springs, Colorado ("City Council") previously authorized the establishment of the Public Authority for Colorado Energy ("PACE") pursuant to City Ordinance No. 07-165;

WHEREAS, pursuant to the PACE Bylaws, new members of the PACE Board of Directors shall be elected by the affirmative vote of at least five members of the City Council;

WHEREAS, pursuant to City Code Section 12.1.104 and Resolution 18-09, the City Council delegated all of its authority over the management and operation of Colorado Springs Utilities to the Colorado Springs Utilities Board of Directors including the authority to appoint directors and representatives to authorities, partnerships, joint ventures, and similar entities in which Colorado Springs Utilities participates;

WHEREAS, City Code Section 12.1.101 defines the Utilities Board as the City Council serving as the Board of Directors for Colorado Springs Utilities pursuant to City Charter section 6-40 ("Utilities Board");

WHEREAS, the Utilities Board has previously taken certain actions with respect to PACE, including, but not limited to, the appointment of members to the PACE Board of Directors; and

WHEREAS, the City Council desires to ratify all actions previously taken by the City Council and the Utilities Board with respect to PACE since the delegation noted above, including, but not limited to, the appointment of members to the PACE Board of Directors.

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

Section 1. All action heretofore taken by the City Council and the Utilities Board with respect to PACE, including, but not limited to, the appointment of members to the PACE Board of Directors is hereby ratified, approved and confirmed.

Section 2. This Resolution shall take effect immediately upon its adoption.

DATED at Colorado Springs, Colorado this ____ day of November, 2019.

Council President

ATTEST:

Sarah B. Johnson, City Clerk