

RESOLUTION NO. \_\_\_\_

A RESOLUTION APPROVING THE FIRST AMENDMENT TO  
THE SERVICE PLAN FOR POWERS METROPOLITAN  
DISTRICT TO MODIFY THE INCLUSION AREA BOUNDARIES

WHEREAS, Section 32-1-207, C.R.S., provides that a special district may materially modify its service plan only upon petition to the governing body of the municipality within which the special district lies and adoption of resolution of approval by such governing body; and

WHEREAS, the City Council of the City of Colorado Springs approved the Service Plan for the Powers Metropolitan District ("District") on February 12, 2008 (the "Original Service Plan"); and

WHEREAS, the District has petitioned the City to approve a First Amendment to Service Plan ("First Amendment to Service Plan") to add and remove properties from the Future Inclusion Area boundary; and

WHEREAS, the District submitted for review and City Council reviewed the First Amendment to Service Plan for the District; and

WHEREAS, City Council considered the First Amendment to Service Plan, as well as other testimony and evidence presented at a public hearing on December 14, 2021, to determine whether to approve the First Amendment to Service Plan.

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

Section 1. The above and foregoing recitals are incorporated herein by reference and are adopted as findings and determinations of the City Council.

Section 2. Council hereby finds that approval of the First Amendment to Service Plan is in the best interests of the City and the District.

Section 3. The First Amendment to Service Plan as attached in Exhibit 1 is hereby approved.

Section 4. With the exception of those modifications specifically addressed in the First Amendment to Service Plan, the Service Plan shall remain in full force and effect.

Section 5. All ordinances or resolutions, or parts thereof, in conflict with this Resolution are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such Resolution nor revive any Resolution thereby.

Section 6. This Resolution shall be effective upon its approval by City Council.

DATED at Colorado Springs, Colorado, this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
Council President

ATTEST:

\_\_\_\_\_  
Sarah Johnson, City Clerk