

RESOLUTION NO. \_\_\_\_

A RESOLUTION APPROVING THE SECOND AMENDMENT TO  
THE SERVICE PLAN FOR PEAK METROPOLITAN DISTRICT  
NOS. 1-3 TO MODIFY THE INCLUSION AREA BOUNDARIES  
AND TO ALLOW FOR LIMITED SECURITY SERVICES AS AN  
OPERATIONS AND MAINTENANCE FUNCTION

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 Peak Metropolitan District Nos. 1-3 ("Districts") on August 28, 2018 (the "Original Service Plan"); and

WHEREAS, City council approved a First Amendment to Service Plan ("First Amendment to Service Plan") to authorize covenant enforcement as an operations and maintenance function, on February 12, 2019; and

WHEREAS, the Districts have submitted for review and City Council has reviewed the Second Amendment to Service Plan for the Districts which specifically allows for a modification to the Districts' inclusion area boundaries, authorizes provision of limited security services, and addresses concealed carry firearm provisions; and

WHEREAS, City Council considered the Second Amendment to Service Plan, as well as other testimony and evidence presented at a public hearing on March 22, 2022, to determine whether to approve the Second 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 Second Amendment to Service Plan is in the best interests of the City and the Districts.

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

Section 4. With the exception of those modifications specifically addressed in the First and Second Amendments to Service Plan, the Original 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 All ordinances or resolutions, or parts thereof, in conflict with this Resolution are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such Resolution nor revive any Resolution thereby.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 \_\_\_\_\_ 2022.

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

ATTEST:

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