

RESOLUTION NO. 11

SERIES 2017

A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT
WITH THE BOARD OF COUNTY COMMISSIONERS OF SUMMIT COUNTY, COLORADO
CONCERNING THE HURON LANDING AUTHORITY

WHEREAS, the Town and Summit County, Colorado, acting by and through the Board of County Commissioners, entered into that Intergovernmental Agreement dated January 15, 2016 related to the joint development of an affordable workforce housing project on the County's real property commonly known as 0143 Huron Road in Breckenridge, Colorado; and

WHEREAS, the Town and County's affordable workforce housing project will consist of twenty six (26) units, and will be known as "Huron Landing" ("**Project**"); and

WHEREAS, the construction of the Project is nearing completion; and

WHEREAS, pursuant to Title 29, Article 1, Part 2, C.R.S., as amended, and Article XIV, Section 18(2)(a) of the State Constitution, governments may contract with one another to provide any function, service or facility lawfully authorized to each of the contracting units and any such contract may provide for the joint exercise of the function, service or facility, including the establishment of a separate legal entity to do so; and

WHEREAS, the Town and the County are each authorized to own and operate an affordable workforce housing project such as the Project; and

WHEREAS, the Town and the county have determined that it is desirable to create a separate legal entity, to be known as the "Huron Landing Authority," to own, operate, manage, control, and rent the Project; and

WHEREAS, a proposed Intergovernmental Agreement between the Town and the County creating the Huron Landing Authority has been prepared, a copy of which is marked **Exhibit "A"**, attached hereto, and incorporated herein by reference; and

WHEREAS, the Town Council has reviewed the proposed Intergovernmental Agreement and finds and determines that it would be in the best interest of the Town to enter into such agreement; and

WHEREAS, Rule 6.1(b) of the Council Procedures and Rules of Order provides that a resolution may be used to approve an agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. The Intergovernmental Agreement (Huron Landing Authority) with Summit County, Colorado, acting by and through the Board of County Commissioners (**Exhibit "A"** hereto), is approved; and the Mayor is authorized, empowered, and directed to execute such Intergovernmental Agreement for and on behalf of the Town of Breckenridge.

Section 2. Minor changes to or amendments of the approved agreement may be made by the Town Manager if the Town Attorney certifies in writing that the proposed changes or amendments do not substantially affect the consideration to be received or paid by the Town pursuant to the approved agreement, or the essential elements of the approved agreement.

Section 3. This resolution is effective upon adoption.

RESOLUTION APPROVED AND ADOPTED THIS 11TH DAY OF APRIL, 2017

TOWN OF BRECKENRIDGE, a Colorado
municipal corporation

By: _____/s/_____
Eric S. Mamula, Mayor

ATTEST:

_____/s/_____
Helen Cospolich, CMC,
Town Clerk

APPROVED IN FORM

_____/s/_____
Town Attorney Date