

RESOLUTION NO. 27

SERIES 2017

A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH SUMMIT COUNTY GOVERNMENT CONCERNING THE PROVISION OF FIXED ROUTE TRANSIT SERVICES FOR THE BRECKENRIDGE NORTH (FRENCH GULCH/WELLINGTON AREA) AREA

WHEREAS, pursuant to Section 31-15-711(1)(g), C.R.S., and its home rule powers pursuant to the Town Charter and Article XX, Section 6 of the Colorado Constitution, the Town of Breckenridge (“**Town**”) operates a mass transportation system known as the “Free Ride” transportation system that provides fixed route transit services within the Town; and

WHEREAS, pursuant to § 30-11-101(f) C.R.S., Summit County Government (“**County**”) operates a mass transportation system known as the “Summit Stage” that provides fixed route transit services throughout Summit County, including within the Town; and

WHEREAS, the Summit Stage operates a route providing fixed route transit services to residents in the Town’s French Gulch/Wellington area (“**Area**”); and

WHEREAS, the Town and the County entered into an Intergovernmental Agreement in 2012 pursuant to which the Town has been operating the route serving the Area as part of the Town’s Free Ride system; and

WHEREAS, the 2012 Intergovernmental Agreement has expired, but the County, through the Summit Stage, desires to have the Town, through its Free Ride transit system, continue to operate the route serving the Area as part of the Town’s Free Ride system; and

WHEREAS, the Town desires to continue to operate the route serving the Area as part of the Town’s Free Ride system; and

WHEREAS, pursuant to the provisions of Section 18 of Article XIV of the Colorado Constitution and Section 29-1-203, C.R.S., as amended, the Town and County may cooperate or contract with one another to provide any function, service, or facility lawfully authorized to each; and

WHEREAS, the Town and the County desire to enter into a new Intergovernmental Agreement to document their joint and several responsibilities and duties with regard to the Town’s operation of the route providing mass transportation service to the Area; and

WHEREAS, a proposed new Intergovernmental Agreement between the Town and the County 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 new Intergovernmental Agreement, and finds and determines that it would be in the best interest of the Town to enter into such agreement.

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

Section 1. The “Intergovernmental Agreement For Provision of Fixed Route Transit Services for the Breckenridge North (French Gulch/Wellington Area) Route” with Summit County Government (**Exhibit “A”**) is approved; and the Town Manager is authorized, empowered, and directed to execute such agreement for and on behalf of the Town of Breckenridge.

Section 2. This resolution is effective upon adoption.

RESOLUTION APPROVED AND ADOPTED THIS 24TH DAY OF OCTOBER, 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