

A
RESOLUTION
OF THE CITY COUNCIL
OF THE CITY OF CHERRY HILLS VILLAGE
APPROVING A FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT
WITH ARAPAHOE COUNTY REGARDING SHARED USE
OF ARAPAHOE COUNTY'S RADIO COMMUNICATIONS NETWORK SYSTEM
AND CONSOLIDATED COMMUNICATIONS NETWORK OF COLORADO

WHEREAS, C.R.S. Section 30-11-410, as amended, authorizes the governing body of a municipality and the board of county commissioners to contract for the purpose of providing law enforcement services by the Sheriff within the boundaries of the municipality; and

WHEREAS, C.R.S. Section 29-1-203 further authorizes governments to cooperate or contract with one another to provide any function, service, or facility; and

WHEREAS, Section 13.6 of the Cherry Hills Village Home Rule Charter authorizes the City Council, by resolution or by ordinance, to enter into contracts or agreements with other governmental units for receiving services; and

WHEREAS, Arapahoe County ("the County") has shared use of their Digital Trunked Radio System (DTRS) through the Arapahoe County Sheriff's Office with the City for decades; and

WHEREAS, the City and the County agree that such intergovernmental cooperation creates efficiencies in operation, resources and cost, and thus furthers the public health, safety and welfare of the residents of the City and County; and

WHEREAS, the Intergovernmental Agreement with Arapahoe County regarding shared use of Arapahoe County's radio communications network system and consolidated communications network of Colorado (the "Agreement") was approved by City Council via Resolution 16, Series 2016; and

WHEREAS, the City and County desire to enter into the attached first amendment to the Agreement in accordance with the terms and conditions set forth therein.

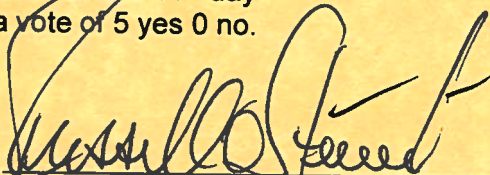
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cherry Hills Village, Colorado that:

Section 1. The City Council hereby approves the attached Agreement between the City of Cherry Hills Village and the Board of County Commissioners of the County of Arapahoe, and authorizes the Mayor to execute said Agreement.

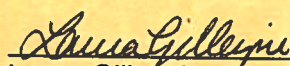
Section 2. This Resolution shall be effective immediately.

Introduced, passed and adopted at the
regular meeting of City Council this 11th day
of December, 2019, by a vote of 5 yes 0 no.

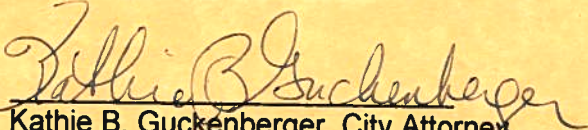
(SEAL)


Russell O. Stewart, Mayor

ATTEST:


Laura Gillespie, City Clerk

APPROVED AS TO FORM:


Kathie B. Guckenberger, City Attorney

**ATTACHMENT TO RESOLUTION 38, SERIES 2019:
FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT
WITH ARAPAHOE COUNTY REGARDING SHARED USE
OF ARAPAHOE COUNTY'S RADIO COMMUNICATIONS NETWORK SYSTEM
AND CONSOLIDATED COMMUNICATIONS NETWORK OF COLORADO**



FIRST AMENDMENT
TO
INTERGOVERNMENTAL AGREEMENT (IGA) BETWEEN
ARAPAHOE COUNTY AND
THE CITY OF CHERRY HILLS VILLAGE
FOR SHARED USE OF THE ARAPAHOE COUNTY RADIO COMMUNICATIONS NETWORK

THIS AMENDMENT ("Amendment") TO THE IGA BETWEEN ARAPAHOE COUNTY AND THE CITY OF CHERRY HILLS VILLAGE FOR SHARED USE OF THE ARAPAHOE COUNTY RADIO COMMUNICATIONS NETWORK is made this 11th day of December 2019, by and between Arapahoe County ("County") and the City of Cherry Hills Village ("Subscriber").

WHEREAS, the County and Subscriber entered into an IGA on October 1, 2016, which provides for shared usage of the County-owned portion of the statewide Digital Trunked Radio System (DTRS); and

WHEREAS, the annual operation and maintenance fee for the DTRS has been \$25.00 per radio owned by subscriber per year since 1996, and this fee will increase to \$50.00 per radio per year as of January 1, 2020 and invoiced in February 2021 and;

WHEREAS, the parties wish to amend the IGA to reflect the change in price;

THEREFORE, the parties agree as follows:

1. Compensation.
 - A. The County annually shall invoice Subscriber fifty dollars (\$50.00) per radio owned by Subscriber, which will be payable within 30 days.
 - B. This and any other invoices shall be sent to:

Cherry Hills Village Police Department
c/o Commander Patrick Weathers
2460 E. Quincy Ave.
Cherry Hills Village, CO 80113
2. Term. The term of this Agreement shall be one (1) year from the effective date, which shall be the date of the last and final signature to this amendment to the agreement, unless otherwise terminated in accordance with this agreement.
3. Renewal. The agreement shall be renewed and extended for additional terms automatically unless otherwise terminated in accordance with this agreement.

4. Except as expressly amended by this First Amendment, all of the terms, conditions and provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have caused this First Amendment to the IGA Between THE CITY OF CHERRY HILLS VILLAGE for Shared Usage of the Arapahoe County Radio Communications Network to be executed by its duly authorized representatives.



Attest:

ARAPAHOE COUNTY, COLORADO

[Signature] 1-14-20
Signature Date

Name: Lorraine L. Schaller
Title: Office Coordinator

[Signature] 01/15/20
Signature Date

Name: Tyler S. Brown
Title: Sheriff

CITY OF CHERRY HILLS VILLAGE

Attest:

[Signature]
Signature Date 12/11/19

Name: Laura Gillespie
Title: City Clerk

[Signature]
Signature Date 12/11/19

Name: Russell O. Stewart
Title: Mayor

Approved as to Form:

[Signature] 12/11/19
Signature Date

Name: Kathie B. Guckenberger
Title: City Attorney