

TOWN OF LYONS, COLORADO
RESOLUTION NO. 2022-29

**A RESOLUTION OF THE TOWN OF LYONS, COLORADO APPROVING AN AMENDMENT
TO THE LYONS PLANNING AREA COMPREHENSIVE DEVELOPMENT PLAN
INTERGOVERNMENTAL AGREEMENT**

WHEREAS, the Town of Lyons ("Town") is a statutory municipality organized under the laws of the State of Colorado; and

WHEREAS, pursuant to C.R.S. § 29-1-203 *et seq.* and Article XIV of Colorado Constitution, the Town and Boulder County, Colorado ("Boulder County") are authorized to cooperate or to enter into contracts with each other to provide any function, service or facility lawfully authorized to each, and any such contract may provide for the sharing of costs; and

WHEREAS, the Town and Boulder County (collectively "the Parties") are authorized to plan for the use of land as provided by law; and

WHEREAS, the Parties entered into the Lyons Planning Area Comprehensive Development Plan Intergovernmental Agreement ("Agreement"), effective May 15, 2012; and

WHEREAS, the Agreement is referred to as the IGA ("IGA") and, unless extended, will expire by its terms on May 15, 2022; and

WHEREAS, the Parties have been actively discussing updating the IGA and adopting a long-term extension; and

WHEREAS, the Parties desire to extend the IGA until May 15, 2023, via an amendment to the IGA to allow sufficient time to negotiate and adopt a long-term extension of a revised IGA which reflects the goals of a newly adopted Lyons Comprehensive Plan; and

WHEREAS, for all of the reasons contained in the IGA, the Town desires to continue to provide for the natural and well-ordered future development of the Town; to promote planned and orderly growth in the affected areas; to distribute fairly and equitably the costs of government services among those persons who benefit therefrom; to extend government, services and facilities to the affected areas in a logical fashion; to simplify providing utility services to the affected areas; to simplify the governmental structure of the affected areas; to reduce and avoid, where possible, friction between the Parties; and to promote the economic viability of the Parties; and

WHEREAS, the Board of Trustees for the Town of Lyons desires to approve an amendment to the IGA, attached hereto as **Exhibit A** and incorporated by reference, to extend its effective date until May 15, 2023.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF LYONS, COLORADO:

Section 1. The above recitals are hereby incorporated by reference.

Section 2. The Town Board of Trustees hereby:

(a) Approves the attached Amendment to Lyons Planning Area Comprehensive Development Plan Intergovernmental Agreement between the Town of Lyons and the Boulder County (the "Amendment") in substantially the form attached hereto as **Exhibit A**.

(b) Authorizes the Town Administrator and the Town Attorney, in consultation with the mayor, to make such changes as may be necessary to correct any non-material errors or language in the Amendment that do not increase the obligations of the Town.

(c) Authorizes the Mayor to execute the Amendment and the Town Clerk to attest the Agreement when in final form.

Section 3. This Resolution shall take effect immediately upon adoption.

ADOPTED THIS 21st DAY OF MARCH 2022

TOWN OF LYONS

By: _____
Nicholas Angelo, Mayor

ATTEST:

By: _____
Dolores M. Vasquez, CMC - Town Clerk