

**TOWN OF KEYSTONE
Summit County, Colorado**

RESOLUTION 2024-55

**A RESOLUTION OF TOWN COUNCIL OF THE TOWN OF KEYSTONE, COLORADO
APPROVING AN INTERGOVERNMENTAL AGREEMENT AMONG SUMMIT
COUNTY, COLORADO AND THE TOWNS OF BRECKENRIDGE, DILLON, FRISCO,
MONTEZUMA, SILVERTHORNE, AND KEYSTONE, COLORADO**

WHEREAS, the Town of Keystone (“Town”) is a home rule municipality governed by the Keystone Home Rule Charter; and

WHEREAS, the incorporated municipalities in Summit County and the Summit County government have previously entered into an intergovernmental agreement regarding the Summit County Housing Authority; and

WHEREAS, the Summit County Housing Authority distributes the funds raised by a countywide .6% sales tax and a .125% sales and use tax to its members; and

WHEREAS, the Town Council finds it is in the best interest of the Town to join the intergovernmental agreement; and

Now, Therefore, be it Resolved by the Town Council of the Town of Keystone, Colorado, that:

Section 1. The Town Council approves the Intergovernmental Agreement (IGA) attached hereto as Exhibit A. The Town Council authorizes the Mayor to execute the IGA in substantially the form that is provided. The Town Manager is authorized to make any edits to the IGA based on the recommendations from the Town Attorney and the attorneys representing the members of the SCHA.

Section 2. Effective Date. This Resolution shall take effect upon its approval by the Town Council.

ADOPTED by a vote of 6 in favor and 0 against, this 13TH day of August 2024.

Signed by:
By: Kenneth D. Riley
FFCC195F18734F9...
Kenneth D. Riley, Mayor

ATTEST:

Approved as to Form:

DocuSigned by:
By: Madeleine Sielew
04E4BE3E50A1424...
Town Clerk

Signed by:
By: Jennifer Madsen
80Z51994A1B74EC...
Town Attorney

**FIRST AMENDMENT TO THE
THIRD AMENDED AND RESTATED
INTERGOVERNMENTAL AGREEMENT
AMONG
SUMMIT COUNTY, COLORADO AND THE TOWNS OF BRECKENRIDGE, DILLON,
FRISCO, MONTEZUMA, SILVERTHORNE, AND KEYSTONE, COLORADO**

Providing for the establishment of the Summit Combined Housing Authority as a multijurisdictional housing authority pursuant to Section 29-1-204.5, Colorado Revised Statutes, as amended.

THIS FIRST AMENDMENT TO THE THIRD AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT (this "Agreement") is made and entered into this 3rd day of September, 2024, among SUMMIT COUNTY, COLORADO (the "County"), a body corporate and politic and political subdivision of the State of Colorado (the "State"), and THE TOWNS OF BRECKENRIDGE, DILLON, FRISCO, MONTEZUMA, SILVERTHORNE, and KEYSTONE COLORADO (the "Towns"), home rule municipalities and political subdivisions of the State. The County and the Towns are referred to collectively herein as "the Members" or individually as "a Member."

WHEREAS, Section 29-1-204.5, Colorado Revised Statutes, as amended (the "Act"), authorizes any combination of home rule or statutory cities, towns, counties, and cities and counties of the state, by contract with each other, to establish a separate governmental entity to be known as a multijurisdictional housing authority to effect the planning, financing, acquisition, construction, reconstruction or repair, maintenance, management, and operation of housing projects or programs pursuant to a multijurisdictional plan in order to provide dwelling accommodations at rental prices or purchase prices within the means of families of low or moderate income and to provide affordable housing projects or programs for employees of employers located within the jurisdiction of the authority; and

WHEREAS, pursuant to title 29, article 1, part 2, Colorado Revised Statutes, as amended (the "Intergovernmental Relations Statute"), and article XIV, section 18 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 County and towns have historically provided affordable housing services in the County pursuant to various authority including but not limited to the Act and Title 29, Article 4, Colorado Revised Statutes; and

WHEREAS, the County and the Town of Silverthorne previously entered into an Intergovernmental Agreement in 2002 ("Original IGA") in order to establish the Summit Combined Housing Authority ("Authority"); and

WHEREAS, the County and the Towns of Breckenridge, Dillon, Frisco and Silverthorne previously entered into a First Amended Intergovernmental Agreement ("First Amended IGA") in 2006; and

WHEREAS, the County, Towns of Breckenridge, Dillon, Frisco, Montezuma and Silverthorne previously entered into a Second Amended Intergovernmental Agreement ("Second Amended IGA") in 2007; and

WHEREAS, the County, Towns of Breckenridge, Dillon, Frisco, Montezuma and Silverthorne amended and restated the IGA by means of this Third Amended and Restated IGA ("Agreement") in 2017;

WHEREAS, the Town of Keystone was formed in February of 2024 and the County, Towns of Breckenridge, Dillon, Frisco, Montezuma, Silverthorne and Keystone wish to amend the Agreement (“Amendment”) to include Keystone in the governance and costs of the Authority.

NOW THEREFORE the Parties agree to amend the Third Amended and Restated Intergovernmental Agreement as follows:

Section 10(b) is replaced in its entirety with:

10(b) Allocated Share. For calendar year 2024 each party shall pay its portion of the administrative budget of the Authority in the following amounts per month (such amounts being the “Allocated Share”):

- (i) Summit County \$12,000
- (ii) Breckenridge \$19,167
- (iii) Dillon \$9,250
- (iv) Frisco \$13,500
- (v) Keystone \$5,000
- (vi) Montezuma 0
- (vii) Silverthorne \$14,084

For the calendar year 2024 only the Town of Keystone shall pay a one-time contribution of \$90,000 as its contribution to the Authority’s office building and shall pay its Allocated Share commencing with the month of March. Summit County shall be credited for such amounts paid on behalf of Keystone between March and the effective date of this Amendment. Commencing with calendar year 2025, the Allocated Amount shall be determined based on the percentage of sales tax collection by each jurisdiction from September through August of the total sales tax collected in those months.

All other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, this Agreement has been executed by the Members effective as of the date set forth above.

SUMMIT COUNTY, COLORADO

Signed by: Eric Mamula 9/10/2024
By: A88954EECBE646C
Eric Mamula, Vice Chair

ATTEST:

Signed by: Taryn Power 9/16/2024
By: D8E3AC96C2D8435...
Taryn Power, Clerk and Recorder

TOWN OF BRECKENRIDGE

DocuSigned by: Kelly Owens 9/10/2024
By: 6BFC79D5A999442...
Kelly Owens, Mayor

ATTEST:

DocuSigned by: Helen Cospolich 9/16/2024
By: F6FCABE1D124474...
Helen Cospolich, Town Clerk

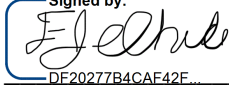
TOWN OF DILLON

Signed by: Mayor Carolyn Skowyr 9/16/2024
By: 264AEEF3028C4AD...
Carolyn Skowyr, Mayor

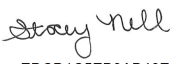
ATTEST:

Signed by: Town Clerk Adrienne Stuckey 9/17/2024
By: B547C520A615476...
Adrienne Stuckey, Town Clerk

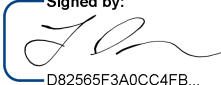
TOWN OF FRISCO

Signed by:  9/6/2024
By: DF20277B4CAF42E...
Frederick J. Ihnken, Mayor

ATTEST:

Signed by:  9/16/2024
By: EDCD1C5EB9AB46E
Stacey Nell, Town Clerk

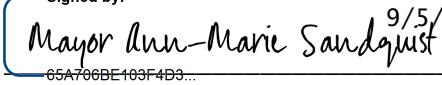
TOWN OF MONTEZUMA

Signed by:  9/5/2024
By: D82565F3A0CC4FB...
Lesley Davis, Mayor

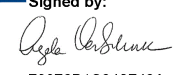
ATTEST:

Signed by:  9/16/2024
By: F8879C536092407...
Town Clerk, Town Clerk

TOWN OF SILVERTHORNE

Signed by:  9/5/2024
By: 65A706BE103F4D3...
Ann-Marie Sandquist, Mayor

ATTEST:

Signed by:  9/16/2024
By: 78876B1C340E43A
Angie VanSchoick, Town Clerk

TOWN OF KEYSTONE

Signed by: *Kenneth D. Riley* 9/5/2024
By: EECC105E18734E9
Ken Riley, Mayor

ATTEST:

DocuSigned by:
Madeleine Sielu 9/16/2024
By: 04E4BE3F50A1424...
Maddy Sielu, Town Clerk