

RESOLUTION No. 2013-10-01

AUTHORIZING THE MAYOR TO EXECUTE A JOINT STIPULATION FOR AN ORDER FOR EXCLUSION OF TERRITORY FROM THE DISTRICT

WHEREAS, the City of Fort Morgan and Morgan County Quality Water District (Quality Water) have an "Intergovernmental Agreement Concerning Annexation of Land Within The Morgan County Quality Water District" (IGA) dated January 1, 1998 for the exclusion of property from the Quality Water District and inclusion into the City's Water District; and,

WHEREAS, this IGA requires that the property owner wishing to have land excluded from Quality Water's district and Quality Water sign a Joint Stipulation for an Order for Exclusion of Territory from the District; and,

WHEREAS, this IGA requires that the City of Fort Morgan acknowledge the Joint Stipulation and file the same with the Morgan County District Court for an Order For Exclusion; and,

WHEREAS, the City requires the Exclusion to occur as a part of the Annexation process.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO:

Sec. 1: The Mayor is hereby authorized to execute the **JOINT STIPULATION FOR AN ORDER FOR EXCLUSION OF TERRITORY FROM THE DISTRICT.**

Sec. 2: City Staff is instructed to file the order, upon being fully executed, with the Morgan County District Court.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 1st day of October 2013, the vote upon roll call being as follows:

Ayes: Mayor McAlister, Councilmembers Bryan, Forstedt, Northrup, Segura and Shaver.

Nays: None.

Absent /Abstain: Councilmember Castoe (absent).

THE CITY COUNCIL OF THE CITY OF
FORT MORGAN, COLORADO

[SEAL]

BY: /s/ Terry L. McAlister
Terry McAlister, Mayor

ATTEST:

/s/ John J. Brennan
John Brennan, City Clerk

STATE OF COLORADO)
COUNTY OF MORGAN) ss.
CITY OF FORT MORGAN)

CERTIFICATE

I, John Brennan, City Clerk of the City of Fort Morgan, Colorado, do hereby certify that the above and foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the City Council and is identical to the original thereof appearing in the official records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the City of Fort Morgan this 2nd day of October, 2013.

/s/ John J. Brennan
John Brennan, City Clerk