

## RESOLUTION NO. 2021-03-03

### A RESOLUTION APPROVING AN INCENTIVE AND DEVELOPMENT AGREEMENT WITH NE COLORADO CELLULAR, INC., D/B/A VIAERO WIRELESS

**WHEREAS**, NE Colorado Cellular, Inc., d/b/a Viaero Wireless ("Viaero") is a wireless communications and technology business based in the City of Fort Morgan, and, together with its affiliates, has been an active community partner and employer within the City for over twenty-five years; and,

**WHEREAS**, recently Viaero's business has been expanding and growing exponentially, and there are specific plans to further develop the business; and,

**WHEREAS**, Viaero has expressed its intentions to maintain its operations and retain its business location within the City of Fort Morgan, along with its one hundred current employees, and with the possibility of creating an additional forty jobs through its expansion projects; and,

**WHEREAS**, in order to assist Viaero with the development of its business retention and expansion project, and in recognition of Viaero's past contributions to the City of Fort Morgan, its citizens, residents and customers, and in acknowledgment for Viaero's continuing investment into the City, the City wishes to provide to Viaero the incentives itemized in the attached Agreement; and,

**WHEREAS**, City Staff and the City Attorney have drafted, negotiated and finalized the subject Incentive and Development Agreement between the City and Viaero; and,

**WHEREAS**, the City Council desires to enter into the attached Incentive and Development Agreement with Viaero, attached hereto as Exhibit A, which is incorporated herein.

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

**SECTION 1** The City hereby authorizes the Mayor to sign the Incentive and Development Agreement, attached hereto as Exhibit A.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 16th day of March, 2021, the vote upon roll call being as follows:

Ayes: Mayor Shaver, Councilmembers Deal, Kaper, Lindell, Schossow and Urdiales.

Nays: None.

Absent /Abstain: Councilmember Anderson (absent – excused).



THE CITY COUNCIL OF THE CITY OF  
FORT MORGAN, COLORADO

BY: Ronald Shaver  
Ronald Shaver, Mayor

ATTEST:

John 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 16th day of March, 2021.

John Brennan  
John Brennan, City Clerk