

# **RESOLUTION NO. 08 10 01**

## **ADOPTING AN IDENTITY THEFT POLICY AS REQUIRED UNDER FAIR AND ACCURATE CREDIT TRANSACTIONS ACT OF 2003 (FACTA).**

**WHEREAS**, The Fair and Accurate Credit Transactions Act of 2003, an amendment to the Fair Credit Reporting Act, required rules regarding identity theft protection to be promulgated; and

**WHEREAS**, The rules adopted by the federal government become effective November 1, 2008, and require municipal utilities and other companies that provide revolving credit and maintain personal information on their customers to implement an identity theft program and policy, and

**WHEREAS**, The City of Fort Morgan has determined that the Identity Theft Policy presented by the Utility Billing Department is in the best interest of the municipality, its utility customers and its citizens.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Fort Morgan, Colorado that:

**SECTION 1:** The Identity Theft Policy shall become effective on or before November 1, 2008.

**SECTION 2:** The City Manager is hereby authorized to and directed to review annually, or more frequently if necessary, the Identity Theft Policy, and implement changes to the policy when fraudulent activity is discovered by the utility billing department.

**SECTION 3:** The City Manager is hereby directed to make an annual written report to City Council, no later than November 1, 2008, informing Council of the effectiveness of the policy as required under the Federal Regulations.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 21<sup>st</sup> day of October, 2008, the vote upon roll call being as follows:

**Ayes:** Mayor Darnell; Councilmembers Deal, McAlister, Powers, Schafer Shaver and Simmons.

**Nays:** None.

**Absent :** None.

THE CITY COUNCIL OF THE CITY OF  
FORT MORGAN, COLORADO

[ SEAL ]

BY: Jack Darnett  
Mayor

ATTEST:

Andrea Strand  
City Clerk

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

**CERTIFICATE**

I, ANDREA STRAND, City Clerk for the City of Fort Morgan, Colorado, do hereby certify and attest that the foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the Council of Fort Morgan, Colorado, 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records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.

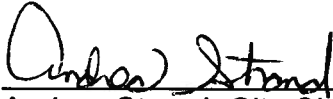
IN TESTIMONY WHEREOF, I have hereunto set my hand and have affixed the seal of the City of Fort Morgan this 23<sup>rd</sup> day of October, 2008.

Andrea Strand  
Andrea Strand, City Clerk

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

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Andrea Strand, City Clerk