

MEMORANDUM

September 2, 2016

TO: City Council
Russ Forrest, City Manager
City of Gunnison

FROM: Kathleen Fogo, City Attorney

RE: **Intergovernmental Agreement among Gunnison Rising Metropolitan Districts and the City of Gunnison**

The proponents of the Gunnison Rising Metropolitan Districts Nos. 1-7 have submitted this Intergovernmental Agreement, already executed by the Districts, for approval by the City. While surprising that we had not received a draft prior to it being approved by the Districts, I nonetheless recommend approval, subject to removal of a couple of typographical errors.

The IGA mirrors those provisions contained in the Service Plan for the Districts approved by the City in April, 2016. IGA's are called for within the approved Service Plan. While some minor provisions are missing (like the form of disclosure and any reference to the possibility of a sales tax), Jim Collins, our special district counsel, is unconcerned with any possibility that execution of this Agreement modifies the requirements existing under the City's approval of the Service Plan.

Accordingly, I recommend approval of the IGA.