

TOWN OF EMPIRE, COLORADO
Resolution 23-06

A RESOLUTION OF THE TOWN OF EMPIRE, COLORADO APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE CLEAR CREEK COUNTY SHERIFF'S OFFICE FOR LAW ENFORCEMENT MUTUAL AID

WHEREAS, the Town of Empire ("Town") is a statutory municipality organized under the laws of the State of Colorado; and

WHEREAS, C.R.S. § 29-1-203 permits municipal and county governments to enter into cooperative agreements with each other for the provision of any function, service or facility lawfully authorized to each; and

WHEREAS, C.R.S. § 29-5-103 and 29-5-104 allow for the temporary assignment of peace officers to other jurisdictions, and the request for temporary assignment of peace officers from another jurisdiction when necessary to respond to unforeseen emergency conditions, such as riots, large-scale disturbances and natural disasters; and

WHEREAS, these statutes primarily contemplate significant emergency response situations and require the involvement and approval of the respective Chief and Sheriff, or persons performing the respective functions of the Police Chief or Sheriff; and

WHEREAS, the Town and Clear Creek County (the "County") recognize and agree that there are many routine, less critical law enforcement functions that each party performs in the vicinity of the other and for which the Parties wish to have a mutual aid process that does not require the direct involvement of the Police Chief or Sheriff, or person serving in that capacity, and that does not implicate the liability-shifting provisions of C.R.S. § 29-5-108; and

WHEREAS, the Town and Clear Creek County wish to enter into an intergovernmental agreement to allow for mutual aid in these less critical law enforcement functions; and

WHEREAS, the Town and County have negotiated an Intergovernmental Agreement for Law Enforcement Mutual Aid Between the Town of Empire, Colorado and Clear Creek County, Colorado (the "IGA"); and

WHEREAS, the Town of Empire Board of Trustees (the "Board") desires to approve the IGA.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF EMPIRE, COLORADO:

Section 1. The above recitals are hereby incorporated by reference.

Section 2. The Town Board of Trustees hereby:

- (a) Authorizes the Mayor to Execute the IGA on behalf of the Town and for the Town Clerk to attest to their signature.
- (b) Further authorizes the Mayor, in consultation with the Town Clerk and Town Attorney, to take all other actions necessary to implement the IGA.

Section 3. This Resolution shall take effect immediately upon adoption.

ADOPTED THIS 15th DAY OF AUGUST 2023

TOWN OF EMPIRE

By: _____
Wendy Koch, Mayor

ATTEST:

By: _____
Jeannette Piel, Town Clerk