

GMS APPLICATION NUMBER 15PBJA-21-GG-01109-JAGX

**INTERGOVERNMENTAL AGREEMENT
BETWEEN THE CITY OF FORT COLLINS, CO, CITY OF LOVELAND, CO,
AND LARIMER COUNTY, CO REGARDING THE 2021 BYRNE JUSTICE
ASSISTANCE GRANT (JAG) PROGRAM AWARD**

This Agreement is made and entered into this 17th day of November, 2023, by and between Larimer County (hereinafter, "the County"), the City of Fort Collins, a municipal corporation, (hereinafter referred to as "Fort Collins"), and the City of Loveland, a municipal corporation, (hereinafter referred to as "Loveland") all of Larimer County, Colorado.

WITNESSETH:

WHEREAS, the County is a political subdivision of the State of Colorado duly organized and existing in accordance with Colorado law. The City of Fort Collins is a home rule municipality duly organized and existing in accordance with Colorado law. The City of Loveland is a home rule municipality duly organized and existing in accordance with Colorado law; and

WHEREAS, pursuant to C.R.S. Section 29-1-203(1), the County, Fort Collins and Loveland are authorized to cooperate with one another to provide any function or service lawfully authorized to each and are therefore each authorized under C.R.S. Section 29-1-203(1) to enter into this Agreement; and

WHEREAS, above-listed public agencies recognize that a cooperation and coordinated multi-jurisdiction drug task force is the most effective and efficient way to impact the existing drug problem that crosses jurisdictional boundaries within Larimer County; and

WHEREAS, the objectives of the parties are to impact the availability of drugs locally and regionally through a balanced enforcement approach which targets the highest level dealer/wholesaler possible, as well as neighborhood drug problems; provide a deterrent to the distribution of drugs by increasing the risk of detection, apprehension, prosecution and conviction, as well as through asset forfeiture when appropriate; continue active collaboration with community groups involved in drug treatment, education, prevention and intervention ; and cooperate with other local and federal agencies and task forces in the enforcement of drug laws; and

WHEREAS, the parties to this Agreement have previously entered into intergovernmental agreements providing for the formation and operation of the Northern Colorado Drug Task Force (NCDTF); and

WHEREAS, those agreements have been mutually beneficial and the parties desire to provide for the continued existence and operation of the NCDTF; and

WHEREAS, the parties have jointly applied for grant funding in order to provide funding to assist in the continued existence and operation of the NCDTF; and

WHEREAS, the parties understand that this disparate Agreement is entered into as a requirement of the Edward Byrne Memorial Justice Assistance Grant ("JAG") and does not replace, alter nor supersede the terms, conditions and obligations of the parties with respect to any other intergovernmental agreements entered into by the parties; and

WHEREAS, each party, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

WHEREAS, each party finds that the performance of this Agreement is in the best interests of both parties, that the undertaking will benefit the public; and that the division of costs fairly compensates the performing party for the services or functions under this Agreement; and

WHEREAS, the County, Fort Collins and Loveland believe it to be in their best interests to reallocate the JAG funds as described below.

NOW THEREFORE, the parties agree as follows:

Section 1.

The parties agree that the County, Fort Collins and Loveland are partners in any application for JAG grant awards and that Larimer County shall apply for and receive any JAG grant awards. The parties agree that upon the County of Larimer receipt of the entire JAG award, anticipated to be a total of Fifty thousand, six hundred and forty seven dollars (\$15,807.33 : City of Fort Collins, (\$9,032.33 : City of Loveland, and \$25,807.34 : Larimer County), 100% of the award will be presented to Larimer County for re-appropriation, and in the event of approval, will go to appropriate agencies for the benefit of the NCDTF for the fiscal years 2021-2024. In the event there is no such re-appropriation, this IGA is null and void.

Section 2.

The parties agree that the JAG award funds re-appropriated for the Northern Colorado Drug Task Force (NCDTF) Colorado Drug Task Force Program shall be used to fund operating costs of the NCDTF.

Section 3.

The parties further agree that this Agreement does not replace, alter nor supersede the terms, conditions and obligations of the parties with respect to any other intergovernmental agreements entered into by the parties. Each party's obligations under any other agreement remain in full force and effect.

In witness whereof, the parties have executed this amendment as of the date show above.

CITY OF FORT COLLINS, COLORADO

DocuSigned by:
BY: Kelly DiMartino
City Manager,

City Clerk,

APPROVED AS TO FORM:

DocuSigned by:
Dawn Downs
Attorney,

CITY OF LOVELAND, COLORADO

BY: [Signature]
City Manager,

Chad Thompson 3/25/24
Deputy City Clerk,



APPROVED AS TO FORM:

Andrew S. Trevino
Attorney,

BOARD OF COMMISSIONERS OF LARIMER COUNTY, COLORADO

BY: [Signature]
County Manager, Lorenda Volker

APPROVED AS TO FORM:

[Signature] 11/17/2023
Deputy County Attorney, David Ayraud