

RESOLUTION 2025-062
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT
BETWEEN THE CITIES OF FORT COLLINS, GREELEY AND
LOVELAND FOR THE EXCHANGE OF JUDICIAL SERVICES
AND APPOINTING TEMPORARY JUDGES

A. On occasion, Municipal Judges may be prevented from sitting on the bench by reason of personal conflict of interest, illness, vacation, or other reasons, and the Assistant Municipal Judge presiding over and conducting the Municipal Court in such event may also be unavailable.

B. To provide cost-effective special judicial services to temporarily replace the services of its Municipal Judge in the event of a conflict of interest or other circumstance, the City should cooperatively exchange the services of the City's Municipal Judge and Assistant Judges with those of other entities.

C. On November 4, 2020, the City Council approved Resolution 2020-101, authorizing an intergovernmental agreement ("IGA") between the City, Greeley and Loveland for the exchange of judicial services through October 2022.

D. On January 17, 2023, the City Council approved Resolution 2023-001, again authorizing an intergovernmental agreement ("IGA") between the City, Greeley and Loveland for the exchange of judicial services through October 2024.

E. City staff has discussed with Loveland's and Greeley's representatives the proposed terms of an updated IGA to provide for the continued exchange of judicial services if needed to temporarily substitute when a Municipal Judge and temporary or assistant judges are unavailable, including the provision of replacement judicial services and compensation for costs directly incurred to provide such services.

F. Article VII, Section 1 of the City Charter sets forth the requirements for the appointment of the Municipal Judge and temporary judge, including that the temporary judge be a reputable and qualified attorney.

G. The City Council has the authority to designate reputable and qualified attorneys to serve as temporary judges through May 2027.

H. Based on research conducted by the Chief Judge and the City Attorney's Office, the City Council recognizes that the Honorable Jennifer Edgley (Loveland Municipal Judge), the Honorable Carrie Clein (Loveland Deputy Municipal Judge), the Honorable Mark Gonzales (Greeley Municipal Judge), the Honorable Keith Coleman (Greeley Assistant Municipal Judge), the Honorable John Sierra (Greeley Assistant Municipal Judge), and the Honorable Jerry Manzer (Greeley Assistant Municipal Judge) are all reputable and qualified attorneys.

I. Pursuant to Colorado Revised Statutes Section 29-1-203, governments may cooperate or contract with one another to provide any function or service lawfully authorized to each of the cooperating or contracting units of government.

J. The Loveland City Council and the City of Greeley plan to approve the proposed IGA, a copy of which is attached hereto as Exhibit A and incorporated herein by reference.

K. The City Council has determined that the proposed IGA between the cities of Fort Collins, Loveland and Greeley is in the best interests of the City.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS that the City Council hereby authorizes the Mayor to execute the intergovernmental agreement between the City and the cities of Loveland and Greeley for the purpose of appointing Judges Jennifer Edgley, Carrie Clein, Mark Gonzales, Keith Coleman, John Sierra, and Jerry Manzer, as the temporary judges for Fort Collins effective June 1, 2025, *nunc pro tunc*, through May 30, 2027, in substantially the form attached as Exhibit A along with such additional language as the City Manager, in consultation with the City Attorney, determines to be necessary and appropriate to protect the interests of the City or further the purposes of this Resolution.

Passed and adopted on June 3, 2025.

Mayor

ATTEST:

City Clerk

Effective Date: June 3, 2025
Approving Attorney: April Silva

Exhibits: Exhibit A - Intergovernmental Agreement for Judicial and Administrative Services