

**THE CITY OF GREELEY, COLORADO  
RESOLUTION 43, 2022**

**A RESOLUTION OF THE CITY OF GREELEY COUNCIL AUTHORIZING THE  
CITY TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR  
JUDICIAL AND ADMINISTRATIVE SERVICES WITH THE  
CITIES OF FORT COLLINS AND LOVELAND**

WHEREAS, pursuant to Section 29-1-203, C.R.S., governments may cooperate or contract with one another to provide any function, service or facility lawfully authorized to each of the cooperating or contracting units of government; and

WHEREAS, the cities of Fort Collins, Loveland, and Greeley (collectively referred to as the "Municipality" or "Municipalities") desire to enter into an agreement for the exchange of judicial services; and

WHEREAS, Municipal Courts are generally held and presided over by Municipal Judges employed by the Municipalities; and

WHEREAS, on occasion, the Municipal Judges may be prevented from sitting on the bench or presiding over a case by reason of personal conflict of interest, vacation, illness or other reason, and in some cases the Assistant Municipal Judge (also known as the temporary judge) may also be unavailable; and

WHEREAS, in order to provide cost-effective and efficient special judicial services to temporarily replace the services of the Municipal Judge in the event of a conflict of interest or other circumstance, the Municipalities desire to cooperatively exchange the services of their Municipal Judge with each other; and

WHEREAS, Section 7-1 of the Charter of the City of Greeley sets forth the requirements for appointment of the Judge or Judges of the Municipal Court and states that in the Judge or Judges' absence the Council shall designate an attorney to serve as Judge; and

WHEREAS, the Fort Collins Municipal Judge Jill Hueser is qualified to serve as an assistant judge in accordance with Section 2-939 of the Greeley Municipal Code; and

WHEREAS, it is in the best interest of the citizens of the City of Greeley for Council to enter into this Agreement.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREELEY, COLORADO:**

Section 1. The City Council hereby authorizes the City to enter into an Intergovernmental Agreement entitled "Intergovernmental Agreement for Judicial and Administrative Services", a copy of which is attached hereto and incorporated herein

as Exhibit A, for the purpose of appointing Judge Heuser to serve as an assistant judge through October 31, 2024.

Section 2. City staff is hereby authorized to make changes and modifications to the Agreement, so long as the substance of the Agreement remains unchanged.

Section 3. This Resolution shall become effective immediately upon its passage.

**PASSED AND ADOPTED, SIGNED AND APPROVED THIS \_\_\_\_\_ day of DECEMBER, 2022.**

**ATTEST:**

**THE CITY OF GREELEY, COLORADO**

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**City Clerk**

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**Mayor**