

2022-3

A RESOLUTION

APPROVING ADOPTION OF AN AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT BETWEEN JEFFERSON COUNTY AND THE CITIES OF ARVADA, LAKEWOOD, WHEAT RIDGE, GOLDEN, WESTMINSTER AND EDGEWATER, AND AUTHORIZING THE CITY MANAGER TO SIGN THE AGREEMENT PERTAINING TO THE ESTABLISHMENT OF THE FOOTHILLS ANIMAL SHELTER, DOG LICENSING, AND PROVIDING FUNDING THERETO

WHEREAS, C.R.S. Section 30-15-101(1) authorizes the Board of County Commissioners of each county to establish an animal holding facility and engage personnel to operate it, provide for the impoundment of animals, and to establish terms and conditions for the release or other disposition of impounded animals;

WHEREAS, C.R.S. Section 30-15-101(2) authorizes counties and municipalities to enter into an intergovernmental agreement to provide for the control, licensing, impounding, or disposition of pet animals or to provide for the accomplishment of any other aspect of a county or municipal dog control or pet animal control licensing resolution or ordinance;

WHEREAS, C.R.S. Section 31-15-401(m)(l) authorizes municipalities to regulate and control animals within the municipality including, but not limited to, licensing, impoundment, and disposition of impounded animals;

WHEREAS, C.R.S. Section 29-1-201 permits and encourages governments to make the most efficient and effective use of their powers and responsibilities by cooperating and contracting with other governments;

WHEREAS, C.R.S. 29-1-203(1) authorizes governments to contract with one another to provide any function, service, or facility lawfully authorized to each of the contracting units through the establishment of a separate legal entity;

WHEREAS, Pursuant to C.R.S. Section 30-11-107(1) the Parties are authorized to enter into agreements for the joint use and occupation of public buildings;

WHEREAS, The Parties (except Edgewater) entered into the June 20, 2007 Intergovernmental Agreement ("Dog Licensing IGA") implementing a County-Wide Dog Licensing Program ("Dog Licensing Program") which provided that the revenue from the Dog Licensing Program would be used to construct a new animal shelter facility due to the deterioration of the prior facility;

WHEREAS, The Parties (except Edgewater) entered into the Intergovernmental Agreement dated January 1, 2009 ("Facility Funding IGA"), in which the County agreed to issue Certificates of Participation ("COPs") in the amount of \$5,200,000 that expire in 2029, contribute \$3,000,000, and to provide additional financing in the amount of \$1,500,000. In accordance with the terms of the Facility Funding IGA, the Parties have repaid the County the \$1,500,000;

WHEREAS, The Parties entered into the Intergovernmental Agreement dated August 15, 2012 ("2012 Facility IGA"), that renamed the separate legal entity the Foothills Animal Shelter ("Shelter") and addressed the operation and administration of the Shelter's facility located at 580 McIntyre Street, Golden CO 80401 ("Facility"). The 2012 Facility IGA, in part, superseded the Dog Licensing IGA and amended the Facility Funding IGA;

WHEREAS, By this Amended IGA, the Parties desire to amend and restate the 2012 Facility IGA and supersede and terminate the Dog Licensing IGA and the Facility Funding IGA to, in part, provide for the Parties to pay an annual assessment for the operation of the Shelter and use the revenue from the Dog Licensing Program to offset the cost of operating the Shelter; and

WHEREAS, The Parties agree that each Party and its residents should contribute toward the funding for the cost of capital construction of the Facility and operation and maintenance of the Shelter pursuant to the terms set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lakewood:

The Amended and Restated Intergovernmental Agreement between Jefferson County and the Cities of Arvada, Lakewood, Wheat Ridge, Golden, Westminster and Edgewater reaffirming the establishment of the Foothills Animal Shelter, providing for dog licensing, and providing the funding to support the Foothills Animal Shelter, as attached, including Exhibits A and B, is hereby adopted, and the City Manager is authorized to sign all such documents as necessary.

INTRODUCED, READ AND ADOPTED by a vote of 10 for and 1 against at a regular meeting of the City Council on January 10, 2022, at 7 o'clock p.m.



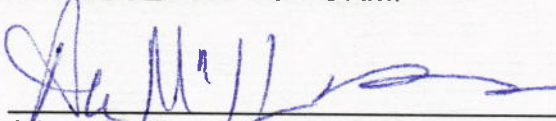
Adam Paul, Mayor

ATTEST:



Michele Millard, Interim City Clerk

APPROVED AS TO FORM:



Alison McKenney Brown, City Attorney



2021 Assessment/Licensing Calc	Total Households - 2019 (1)	Est Dog Pop (2)	Dogs per HH (2)	Est Dog Pop	% of total est dog population	Total Contribution
Jefferson County	81,093	0.47	1.6	60,982	29.79%	\$476,569
Arvada	49,297	0.47	1.6	37,071	18.11%	\$289,710
Edgewater	2,469	0.47	1.6	1,857	0.91%	\$14,510
Golden	8,133	0.47	1.6	6,116	2.99%	\$47,796
Lakewood	71,436	0.47	1.6	53,720	26.24%	\$419,817
Westminster	44,727	0.47	1.6	33,635	16.43%	\$262,853
Wheat Ridge	15,101	0.47	1.6	11,356	5.55%	\$88,746
	272,256			204,737	100.00%	\$1,600,000

1. 2019 State Demography Office
2. 2018 US Pet Ownership demographic source book
3. From FAS Pet Licensing Annual Report July 1 2019-June 30 2020

Calculations follow 2019 City/County Manager agreed upon methodology.

Data updated to reflect current year (most recent year) information.

	Total Contribution	Actual Licensing Revenue July 2019- June 2020 (3)	2021 Assessment	2020 Assessment	Difference
Jefferson County	\$476,569	\$270,135	\$206,434	\$172,635	\$33,799
Arvada	\$289,710	\$126,710	\$163,000	\$146,610	\$16,390
Edgewater	\$14,510	\$2,160	\$12,350	\$12,320	\$30
Golden	\$47,796	\$22,275	\$25,521	\$23,120	\$2,401
Lakewood	\$419,817	\$185,360	\$234,457	\$213,730	\$20,727
Westminster	\$262,853	\$106,130	\$156,723	\$157,735	-\$1,012
Wheat Ridge	\$88,746	\$32,060	\$56,686	\$55,195	\$1,491
	\$1,600,000	\$744,830	\$855,170		

\$0

2021 Proposed Budget		
	IGA Assessments	\$855,170
	Licensing	\$744,830
	Total Contribution	\$1,600,000

EXHIBIT B – FACILITY DEBT SERVICE SCHEDULE
 INTERGOVERNMENTAL AGREEMENT – FOOTHILLS ANIMAL SHELTER- AMENDED AND RESTATED

Schedule and Statement of Amount Due for the Facility Debt Service for Foothills Animal Shelter
 for January 1-December 31, 2022 as of July 1, 2021
 As per Animal Shelter/Dog Licensing Funding IGA Dated August 15, 2012

	Households per Jurisdiction*	% of households with dogs		Estimated dog population		% of total estimated dog population	Annual Disbursement
		0.47	**	1.6	**		\$448,352.90
Arvada	49,297	23,170		37,071		18.11%	\$81,176.65
Edgewater	2,469	1,160		1,857		0.91%	\$4,065.67
Golden	8,133	3,823		6,116		2.99%	\$13,392.49
Lakewood	71,436	33,575		53,720		26.24%	\$117,632.61
Westminster	44,747	21,031		33,650		16.43%	\$73,684.23
Wheat Ridge	15,101	7,097		11,356		5.55%	\$24,866.60
Unincorporated Jeffco	81,093	38,114		60,982		29.78%	\$133,534.65
TOTALS	272,276	127,970		204,752		100.00%	\$448,352.90

*Source: Colorado Department of Local Affairs, State Demography Office

**Source: The American Veterinary Medical Association

Prepared by T. Middlemist, Jefferson County Accounting Sr. Financial Analyst
 6/25/2021