

JOINT RESOLUTION NO. 08-01

PARKER FIRE PROTECTION DISTRICT

AND

SOUTH METRO FIRE RESCUE

A JOINT RESOLUTION APPROVING THAT CERTAIN PARKER-SOUTH METRO
FIRE RESCUE AUTHORITY CREATION AND PRE-INCLUSION AGREEMENT.

WHEREAS, Parker Fire Protection District (“Parker Fire”) and South Metro Fire Rescue (“South Metro”) (collectively, the “Parties”) are both fire protection districts located within Arapahoe and Douglas Counties, and authorized to provide and providing fire protection, ambulance and emergency medical and rescue services, enforcement of fire prevention codes, hazardous materials response, and other emergency services authorized by statute and typically provided by a public fire department; and

WHEREAS, Article XIV, Section 18(2)(a) of the Constitution of the State of Colorado and Part 2, Article 1, Title 29, C.R.S., encourage and authorize intergovernmental agreements for the joint and cooperative provision of public services; and

WHEREAS, Section 29-1-203, C.R.S., authorizes governments to cooperate and contract with one another to provide any function, service, or facility lawfully authorized to each, and to establish a separate legal entity to do so; and

WHEREAS, the Parties have previously entered into numerous contractual agreements and cooperative arrangements to jointly provide public services, including, but not limited to the Combined Communications Center Agreement dated July 6, 1993, the United Fire Dispatch Authority Creation Agreement dated August 18, 1999, the Automatic and Mutual Aid Agreement entered into in 2000, the Shared Resource Agreement of 2001, the Hazardous Materials Response Team Board of Arapahoe/Douglas Counties originally organized in 1992 and re-established in 2003, Fleet Services Agreement of July 20, 2004, the Metropolitan Area Communications Center Authority Agreement of 2007, and the Intergovernmental Service Agreement for Fire Chief Services of 2007; and

WHEREAS, the Parties, because of their long standing, effective, and efficient cooperative arrangements to jointly provide public services, desired to evaluate the public benefits of more fully integrating their services, and therefore, entered into the Personal Services Contract dated October 15, 2007 with Emergency Services Consulting, Inc. (“ESCi”) to have ESCi prepare a Consolidation Feasibility Study, which it prepared and submitted March 17, 2008 (the “ESCi Study”); and

WHEREAS, the Consolidation Feasibility Study concludes that merger of the Parties into a single fire protection district is both feasible and desirable, stating, "...that a full consolidation [of Parker Fire and South Metro] is operationally and financially feasible. Moreover, the financial models indicate that the fiscal outlook for each department is much stronger under a consolidated model than if they continue to operate independently....[c]areful fiscal management may produce even greater savings than projected in this analysis."; and

WHEREAS, to achieve the additional public benefits described in the Consolidation Feasibility Study, the Parties wish to enter into the Parker-South Metro Fire Rescue Authority Creation and Pre-Inclusion Agreement dated April 24, 2008 ("Agreement") to completely integrate all aspects of their operations, administration, and services through the formation of a fire rescue authority to provide all the services currently provided by each of the Parties separately, until such time as the Parties may be legally integrated into a single fire protection district, and to establish the actions to be taken and the principals to guide them in an orderly and effective manner to combine into a single fire protection district.

NOW, THEREFORE, BE IT RESOLVED by the Boards of Directors of the Parker Fire Protection District and South Metro Fire Rescue (the "Boards"), that:

1. Agreement. The Boards hereby ratify, approve, and endorse the Parker-South Metro Fire Rescue Authority Creation and Pre-Inclusion Agreement, a copy of which is attached hereto as Exhibit A and incorporated herein by this reference, and authorize their representatives to execute the Agreement.

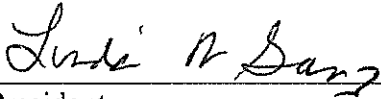
2. Findings. The Boards hereby find, determine, and declare that this Joint Resolution is promulgated in the best interests of the Parties. The Boards further determine that the Joint Resolution bears a reasonable and rational relation to the proper legislative objects sought to be attained.

3. Severability. Invalidation of any of the provisions of this Joint Resolution or of any paragraph, sentence, clause, phrase, or word herein, or the application thereof in any given circumstance, shall not affect the validity of the remainder of this Joint Resolution.

4. Effective Date. This Joint Resolution shall be effective immediately upon execution.

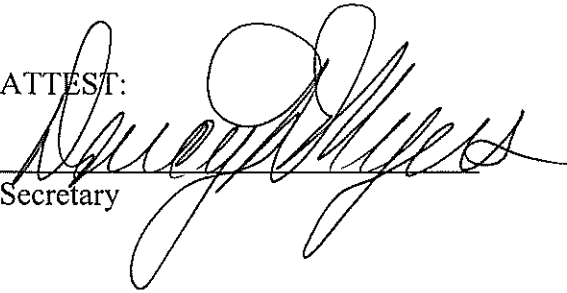
RESOLVED THIS 24th DAY OF APRIL, 2008.

PARKER FIRE PROTECTION DISTRICT



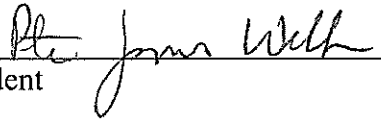
President

ATTEST:



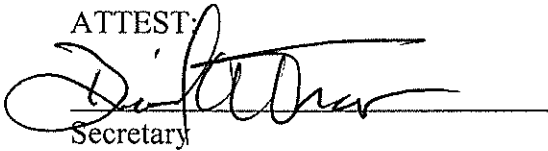
Secretary

SOUTH METRO FIRE RESCUE



President

ATTEST:



Secretary

EXHIBIT A
Parker-South Metro Fire Rescue Authority Creation and Pre-Inclusion Agreement