

RESOLUTION NO 8-2016
COLORADO CITY METROPOLITAN DISTRICT
RESOLUTION AMENDING RULES AND REGULATIONS TO AMEND "SECTION 9.19.3 -
DELINQUENT CHARGES AND FEES"

WHEREAS, the Colorado City Metropolitan District ("District") is a special district and political subdivision of the State of Colorado, acting pursuant to certain powers set forth in the Colorado Special District Act, C.R.S. § 32-1-101, *et seq.*

WHEREAS, the Board of Directors of the District desires to amend its Rules and Regulations.

WHEREAS, the Board of Directors of the District has the authority granted by C.R.S. § 32-1-1001(1)(m) "[t]o adopt, amend, and enforce bylaws and rules and regulations not in conflict with the constitution and laws of this state for carrying on the business, objects, and affairs of the board and of the special district."

WHEREAS, pursuant to C.R.S. § 32-1-1001(1)(f), the District has the power to "acquire, dispose of, and encumber real and personal property including, without limitation, rights and interests in property, leases, and easements necessary to the functions or the operation of the special district."

WHEREAS, the Board of Directors of the District has determined that it is in the best interests of the District to amend the District's Rules and Regulations to update "Section 9.19.3 - Delinquent Charges and Fees".

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District that "Section 9.19.3" shall be amended to read:

9.19.3 Delinquent Charges and Fees: All fees and charges not paid within thirty (30) days shall be considered delinquent and will be assessed a penalty of \$5.00 or interest at the rate of one (1%) percent per month, whichever is higher, plus all costs and attorney's fees associated with the collection of delinquent charges and fees. If such fees or charges are delinquent, the District may stop service to the property after providing notice of a hearing, as provided for in Section 12.4.1. on the proposed termination of service. The account must be paid in full; partial payments will only be accepted after a written agreement has been finalized with the District Manager. In addition, the District may either certify the delinquency to the County Treasurer, contract with a debt recovery service or initiate lien foreclosure proceedings. The District assumes no responsibility for agreements between owners and occupants and vendors and vendees.

A motion was made and seconded, and, upon a majority vote, this Resolution was **ADOPTED AND APPROVED** by the Board this 9th day of August, 2016.

COLORADO CITY METROPOLITAN DISTRICT



Justin Hunter, Chairperson

ATTEST:



Susan Kalman, Secretary