

ORDINANCE NO. 646

AN ORDINANCE FOR AN INTERGOVERNMENTAL AGREEMENT ESTABLISHING A TWO PERCENT TARIFF ON TELEPHONE SERVICE IN THE TOWN OF BERTHOUD, LARIMER COUNTY, COLORADO.

WHEREAS, in the interest of protecting and preserving the public safety and welfare, it is desirable that the Town of Berthoud, Colorado provide emergency telephone service to aid in providing timely emergency service; and,

WHEREAS, Article 11 of Title 29, C.R.S., authorizes the Town to take such actions as may be necessary for the acquisition of equipment, provision of services, and the operation of an emergency telephone service; and,

WHEREAS, Article 11 of Title 29, C.R.S., sets forth the requirements for the payment of costs incurred for the emergency telephone service by the imposition of an emergency telephone charge. Such charge will be collected by the telephone service supplier and be stated separately on the billing; and,

WHEREAS, Articles 1 and 11 of Title 29, C.R.S., authorize the Town to contract with other governmental agencies to establish a separate legal entity to provide for the joint exercise of lawfully authorized activities, in particular, for the administration of this emergency telephone service; and,

WHEREAS, such a system would be in the best interests of the Town of Berthoud.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER COUNTY, COLORADO:

Section 1.

The Mayor is authorized to enter into an intergovernmental agreement with other governing bodies located in Larimer County to create the Larimer Emergency Telephone Authority to establish and maintain an emergency telephone service system offering enhanced 911 capability in Larimer County.

Section 2.

The telephone service supplier shall include on its monthly user billing a telephone exchange access facility charge of two percent (2%) of the tariff rate established by the Public Utilities Commission or fifty cents (\$.50) per month per exchange access facility, whichever is less. The telephone service supplier shall

remit the amount collected each month to the Larimer Emergency Telephone Authority.

Section 3.

Upon recommendation of the Larimer Emergency Telephone Authority, the Board of Trustees by resolution may raise or lower the telephone exchange access facility charge. Such charge shall not exceed two percent (2%) of the tariff as approved by the Public Utilities Commission.

Section 4.

Telephone service suppliers providing telephone service in the Town of Berthoud are hereby authorized to collect the emergency telephone charge imposed by this ordinance in accordance with Section 29-11-101, C.R.S.

Section 5.

This ordinance is adopted pursuant to Article 11 of Title 29, C.R.S., to carry out the purposes of that Article and shall be interpreted and administered consistently with Article 11.

Section 6.

This ordinance was introduced and read and a public hearing set for the 22nd day of May, 1990, by the Board of Trustees of the Town of Berthoud for its meeting held on the 8th day of May, 1990. After the public hearing, the ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 22nd day of May, 1990.

This ordinance shall be effective upon the creation and implementation of the Larimer Emergency Telephone Authority after the thirty (30) day publication period.

TOWN OF BERTHOUD:

ATTEST:

  
Orahbelle Patterson  
Town Clerk

  
Richard Strachan  
Mayor

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