

INTERGOVERNMENTAL AGREEMENT

THIS INTERGOVERNMENTAL AGREEMENT, made, executed and entered into this ___ day of _____, 2022, by and between CLEAR CREEK COUNTY, hereinafter referred to as “the County” and NORTHWEST ENTERPRISE ZONE, hereinafter referred to as “Enterprise Zone.”

WITNESSETH:

WHEREAS, the boundaries of the Northwest Enterprise Zone include CLEAR CREEK COUNTY; and

WHEREAS, the primary purpose and function of inclusion of CLEAR CREEK COUNTY within the Northwest Enterprise Zone is to take advantage of the certification of corporate and contribution pass-through tax credits or similar type programs; and

WHEREAS, the parties hereto desire to set forth in writing the general terms and conditions of its membership in the Northwest Enterprise Zone.

NOW, THEREFORE, for and in consideration of the terms, conditions, covenants, and agreements contained herein, and for such other and further consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto stipulate and agree as follows:

1. The residents of CLEAR CREEK COUNTY shall be entitled as members of the Northwest Enterprise Zone to the benefits of inclusion in that Enterprise Zone including but not limited to certification of corporate and contribution pass-through tax credits, or any such program available to enterprise zones throughout Colorado.
2. The parties anticipate that CLEAR CREEK COUNTY's primary function and activity in the Enterprise Zone will be to obtain and utilize credits; however, the parties can add additional programs or make additional programs available to CLEAR CREEK COUNTY upon the agreement of all parties involved.
3. CLEAR CREEK COUNTY shall pay a Two thousand dollar (\$2,000.00) membership fee to the Northwest Enterprise Zone to cover the tax credit certification administrative costs. CLEAR CREEK COUNTY shall pay this fee and the municipalities shall not be required to provide additional fees or costs for tax credit certifications. The payment of \$2,000.00 shall cover the costs of certification from January 1, 2022 to December 31, 2022. Thereafter, the annual administrative costs can be reviewed and determined on an annual basis.
4. All CLEAR CREEK COUNTY Tax Credit Certification shall be handled through Associated Governments of Northwest Colorado. Associated Governments of Northwest Colorado shall have all signature authority necessary to provide the necessary documentation for the tax certification and the Northwest Enterprise Zone shall delegate all such necessary authority in order to authorize Associated Governments of Northwest Colorado to provide such service.
5. This agreement shall be construed and enforced in accordance with the laws of the State of Colorado.
6. The covenants herein shall bind the legal representatives, successors and assigns of the respective parties.
7. This agreement shall be nonassignable by either party without having first received the prior written consent of the other party.

8. If any one or more of the provisions of this Agreement shall be for any reason held invalid, illegal or unenforceable in any respect, such invalidly, illegality or unenforceability shall not affect other provisions hereof, and this Agreement shall be construed as if such invalid, illegal, or unenforceable invalid provision had never been a part hereof.

IN WITNESS WHEREOF, the parties hereto have caused their respective names and seals to be affixed hereto, as of the day and hear herein before set forth.

ATTEST: BOARD OF COUNTY COMMISSIONERS OF
CLEAR CREEK COUNTY, COLORADO

Chairman

ATTEST: NORTHWEST ENTERPRISE ZONE/ASSOCIATED GOVERNMENTS OF NORTHWEST COLORADO

A handwritten signature in cursive script that reads "Alex Samson". The signature is written in dark ink and is positioned above a horizontal line.

Chairman