

**Town of Erie
Ordinance No. 025-2024**

**An Ordinance of the Town Council of the Town of Erie Amending
Section 2-6-1 of the Erie Municipal Code, Regarding the
Emergency Telephone Service Charge**

Whereas, in 1987, the Town entered into an Intergovernmental Agreement to implement an enhanced emergency telephone service through the Boulder Regional Emergency Telephone Service Authority ("BRETSA");

Whereas, pursuant to Article VI of the Intergovernmental Agreement, the Town has agreed to pass an ordinance imposing an emergency telephone service charge on its constituents in the amount set by the BRETSA Board of Directors;

Whereas, BRETSA has determined it necessary to increase the emergency telephone service charge by \$0.50 per line per month, from the current \$0.75 established in 2014, to \$1.25, effective February 1, 2025; and

WHEREAS, the Town Council finds it in the best interest of the Town to authorize the increase to the emergency telephone service charge.

Now Therefore be it Ordained by the Town Council of the Town of Erie, Colorado, as follows:

Section 1. Section 2-6-1 of the Erie Municipal Code is hereby amended as follows:

2-6-1 – Service charge imposed.

There is hereby imposed, pursuant to C.R.S. § ~~29-11-100.5~~ 29-11-100.2, *et seq.*, as amended (*the "Act"*), upon all telephone exchange access facilities within the Town, an emergency telephone charge in an amount not to exceed two (2) percent of the tariff rates as approved by the Colorado Public Utilities Commission or ~~\$0.50~~ \$1.25, whichever is less. The proceeds *of such charge* ~~from which~~ shall be collected and administered according to the terms of the intergovernmental agreement (*the "IGA") for the Boulder Regional Emergency Telephone Service Authority (the "Authority")* and the Act, as amended. The Town Council authorizes the Authority Board to set such lesser charges as the Authority Board may from time to time determine are appropriate in the course of the Authority Board's exercise of its functions under the IGA intergovernmental agreement.

Section 2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such

decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Council hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one, or part, or parts be declared unconstitutional or invalid.

Section 3. Safety. The Town Council finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

Section 4. Effective Date. This Ordinance shall take effect 10 days after publication following adoption.

Introduced, Read, Passed and Ordered Published this 25th day of June, 2024.

Justin Brooks, Mayor

Attest:

Debbie Stamp, Town Clerk