

DRAFT

**INTERGOVERNMENTAL AGREEMENT TO CREATE THE SAN LUIS VALLEY
TELECOMMUNICATIONS AUTHORITY**

THIS INTERGOVERNMENTAL AGREEMENT TO CREATE THE SAN LUIS VALLEY TELECOMMUNICATIONS AUTHORITY (the "Agreement") is made this _____ day of 1999, by and between the Colorado Counties of Alamosa, Conejos, Costilla, Mineral, Rio Grande and Saguache.

WHEREAS, pursuant to Title 29, Article 1, Part 2, Colorado Revised Statutes (CRS⁵), the San Luis Valley County Commissioners are authorized and delegated the power to enter into intergovernmental agreements for the purpose of providing services on a cooperative basis; and

WHEREAS, it would serve the public welfare and would be in the best interest of the parties to participate in the organization, administration and common use of a central telecommunications system; and

WHEREAS, the parties desire to enter into this Agreement in order to provide such service and to define the manner in which each of the parties will participate in the telecommunications authority.

NOW THEREFORE, in consideration of the mutual covenants set forth herein, the parties agree to the following:

I. GENERAL PROVISIONS

1.1 Pursuant to the provisions of CRS § 29-1-203, the Boards of Commissioners of the six San Luis Valley Commissions hereby agree that a separate legal entity to be known as the San Luis Valley Telecommunications Authority (the "Authority") shall be organized and empowered as set forth herein.

1.2 The San Luis Valley County Commissioners agree that, contemporaneously herewith, they will, by resolution or ordinance, constitute, authorize and empower the Authority as a separate entity with full powers to enter into contracts, to sue and be sued, and to otherwise do all things necessary to carry out the duties delegated hereunder.

II. BOARD OF DIRECTORS

2.1 The Board of Directors of the Authority shall consist of two (2) representative from each participating County and one (1) alternate from each participating county, who shall be appointed by, and serve at the pleasure of the Boards of County Commissioners of the participating San Luis Valley Counties. One ad hoc member, who represents a regional organization in the San Luis Valley, shall be appointed by the Board of Directors.

2.2 The Board of Directors shall appoint a Chair, Vice-Chair, Secretary and a Treasurer of the Authority from among the members of the Board of Directors of the Authority. Said