

RESOLUTION NO. 2023-21

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE MILE HIGH FLOOD DISTRICT FOR MASTER PLANNING OF DRAINAGE FOR THE BEEBE DRAW AND TRIBUTARIES AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT

WHEREAS, pursuant to Colo. Rev. Stat. § 29-1-203 *et seq.*, governmental entities are authorized and encouraged to cooperate or contract with one another to provide any function, service, or facility and to share in the costs of services or functions for their mutual benefit; and

WHEREAS, the Urban Drainage and Flood Control District, d/b/a Mile High Flood District (the “District”), was formed to adopt floodplain regulations, develop master plans and engage in floodplain management; and

WHEREAS, the District has agreed to assist the City of Brighton (the “City”) with a drainageway master plan for the Beebe Draw and Tributaries, to study and map hydrologic information, alignment, and sizing of storm sewers, channels, detention/retention basins, and other facilities needed to provide efficient stormwater drainage; and

WHEREAS, the District and the City find that drainage system planning is necessary for the health, safety, and welfare of the residents of the City and surrounding area; and

WHEREAS, City staff have negotiated the Intergovernmental Agreement Regarding Funding of Major Drainageway Planning for Beebe Draw and Tributaries (the “Agreement”) with the District, and present such Agreement to the City Council for approval; and

WHEREAS, the City Council finds this Agreement to cooperate and share in the costs with the District on the Beebe Draw Major Drainageway Plan and Flood Hazard Area Delineation will benefit planning for and preventing damage and loss due to flooding, and the funds to be contributed by the City have been appropriated in the 2023 budget.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Brighton, Colorado, as follows:

1. Section 1. The Agreement is hereby approved.
2. Section 2. The City Manager is hereby authorized to execute the Agreement on behalf of the City in substantially the form presented at this meeting, with such technical additions, deletions, or variations as the City Attorney may deem necessary or appropriate and not inconsistent with this Resolution, and to undertake such actions as may be necessary to finalize said Agreement, and any amendments thereof, on behalf of the City.
3. Section 3. This Resolution is effective as of the date of its adoption.

RESOLVED this 21st day of February, 2023.

CITY OF BRIGHTON, COLORADO

GREGORY MILLS, Mayor

ATTEST:

NATALIE HOEL, City Clerk

APPROVED AS TO FORM:

ALICIA CALDERÓN, City Attorney