

ORDINANCE NO. 2371
INTRODUCED BY: Humbert

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING A LEASE AGREEMENT FOR CITY-OWNED REAL PROPERTY LOCATED AT 1594 E. BROMLEY LANE (THE “FARM” AT THE BROMLEY/HISHINUMA FARM), AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID LEASE AGREEMENT ON BEHALF OF THE CITY

WHEREAS, pursuant to Section 17.3 of the Brighton City Charter, City Council may not “mortgage or encumber public utilities or permanent public buildings or real or personal property except by ordinance or majority vote of the electors at the option of the Council;” and

WHEREAS, the City owns real property located at 1594 E. Bromley Lane, Brighton, CO 80601 (the “Farm” at the Bromley/Hishinuma Farm); and

WHEREAS, the City has negotiated and presents to the Council for approval, a lease with Anna Frye, dba Boots and Shorty, at the Bromley/Hishinuma Farm for the purpose of conducting regular business activities; and

WHEREAS, Anna Frye, dba Boots and Shorty, has agreed to pay one thousand dollars (\$1000) per month for the period September 1, 2021 through February 28, 2022 in addition to reimbursement for water, wastewater and storm drainage utility charges for the three meters specified in the Lease Agreement; and

WHEREAS, the City Council finds and determines that the terms of said Lease Agreement is reasonable, and that it is in the best interests of the City to enter into said Lease Agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AS FOLLOWS:

- Section 1. The Lease Agreement by and between the City and Anna Frye, dba Boots and Shorty for land and buildings, the Farm, at 1594 E Bromley Lane is hereby approved.
- Section 2. The Lease Agreement by and between the City and Anna Frye, dba Boots and Shorty for land and buildings, the Farm, at 1594 E Bromley Lane is hereby approved.
- Section 3. The City Manager is hereby authorized to execute this Lease Agreement on behalf of the City in substantially the form presented at this meeting, with such technical additions, deletions, and variations as the City Attorney may deem necessary or appropriate and not inconsistent with this Ordinance, and to undertake such actions as may be necessary to finalize and enforce said Lease Agreement, and any extensions or amendments thereof, on behalf of the City.
- Section 4. The City Manager is hereby authorized to negotiate and execute any extensions and/or amendments to the Lease Agreement as contemplated within the Lease Agreement as presented, with such technical additions, deletions, and variations as the City Attorney may deem necessary or appropriate and not inconsistent with this Ordinance.

INTRODUCED, PASSED ON FIRST READING, AND ORDERED PUBLISHED,
THIS 17th DAY OF August, 2021.

PASSED ON SECOND AND FINAL READING AND ORDERED PUBLISHED BY
TITLE ONLY THIS 7th DAY OF September, 2021.

CITY OF BRIGHTON, COLORADO

GREGORY MILLS, Mayor

ATTEST:

NATALIE HOEL, City Clerk

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APPROVED AS TO FORM:

ALICIA CALDERÓN, City Attorney