RESOLUTION NO. 2023-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING A LEASE AGREEMENT WITH ALLO BRIGHTON, LLC FOR CITY-OWNED REAL PROPERTY LOCATED AT 14950 BRIGHTON ROAD, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID LEASE AGREEMENT

WHEREAS, the City owns the real property and improvements located at 14950 Brighton Road, Brighton, CO 80601 (the "Property"); and

WHEREAS, the City and ALLO Brighton, LLC ("ALLO") have negotiated to reach an agreement to lease (the "Lease Agreement,") an approximately 1,250 square foot portion of the Property (the "Leased Premises") at a rate of $700.00 per month; and

WHEREAS, ALLO desires to lease the Leased Premises to construct and maintain a central office and/or data bunker as part of its Cable Franchise Agreement with the City; and

WHEREAS, the Lease Agreement will be for an initial term of 10 years and includes an option for ALLO to renew for two additional 10-year terms; and

WHEREAS, the City Council finds and determines that the terms of said Lease Agreement are 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 is hereby approved.

Section 2.   The City Manager is hereby authorized to execute such Lease 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 and enforce said Lease Agreement, and any extensions or amendments thereof, on behalf of the City.

Section 3.   This Resolution is effective as of the date of its adoption.

RESOLVED this 7th day of February 2023.

CITY OF BRIGHTON, COLORADO

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GREGORY MILLS, Mayor

ATTEST:

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NATALIE HOEL, City Clerk

APPROVED AS TO FORM:

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YASMINA SHAUSH, Deputy City Attorney