

RESOLUTION NO. 2021-52

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING THE EXPENDITURE OF AN AMOUNT NOT TO EXCEED THIRTEEN MILLION FOUR HUNDRED FIVE THOUSAND DOLLARS (\$13,405,000.00) FOR THE ACQUISITION OF GROUNDWATER RIGHTS, WATER STORAGE RIGHTS, AND/OR SURFACE WATER RIGHTS ON OR BEFORE NOVEMBER 1, 2021; AND FURTHERMORE AUTHORIZING THE CITY MANAGER TO EXECUTE AN OFFER, EARNEST MONEY ESCROW, PURCHASE AND SALE AGREEMENT AND RELATED ACQUISITION DOCUMENTATION FOR SAID WATER RIGHTS AND TO EXECUTE AND UNDERTAKE SUCH TASKS AS MAY BE REQUIRED TO IMPLEMENT AND CLOSE ON SAID ACQUISITION

WHEREAS, the City wishes to acquire groundwater rights, water storage rights, and/or surface water rights; and

WHEREAS, City Council finds and determines that the acquisition of groundwater rights, water storage rights, and/or surface water rights is in the best interest of the City.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AND ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, AS FOLLOWS:

Section 1. The City Manager is hereby authorized to execute an offer, earnest money escrow, purchase and sale agreement and related documentation, and to undertake such tasks as may be required on behalf of the City.

Section 2. The City Manager is hereby authorized to execute and undertake such tasks as may be required to implement and close on said transaction(s) for the acquisition of water rights.

RESOLVED this 20<sup>th</sup> day of July, 2021.

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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LENA McCLELLAND, Acting City Attorney