

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT NO. 06-01.25 REGARDING DESIGN AND CONSTRUCTION OF DRAINAGE AND FLOOD CONTROL IMPROVEMENTS FOR THE NORTH OUTFALL BETWEEN THE CITY OF BRIGHTON AND URBAN DRAINAGE AND FLOOD CONTROL DISTRICT AND AUTHORIZING THE ACTING CITY MANAGER TO EXECUTE SAID AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT ON BEHALF OF THE CITY.

RESOLUTION NO.: 2017-67

WHEREAS, Brighton and Urban Drainage Flood Control District (“UDFCD”) have entered into an Agreement Regarding Design and Construction of Drainage and Flood Control Improvements for the North Outfall, City of Brighton (Agreement No. 0601.25) dated April 14, 2006, as amended; and

WHEREAS, Brighton and UDFCD desire to increase the level of funding by one hundred and thirty thousand dollars (\$130,000), to be paid in total by UDFCD; and

WHEREAS, Urban Drainage and Flood Control District’s Board of Directors has authorized the additional Urban Drainage and Flood Control District financial participation for the Project; and

WHEREAS, the City Council and the Board of Directors of Urban Drainage and Flood Control District have authorized, by appropriation or resolution, all of the project costs of the respective parties to date; and

WHEREAS, the City Council finds and determines that the terms of the Amendment to the IGA are reasonable and that it is in the best interests of the City to approve the Amendment.

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

- 1.** The Amendment to Intergovernmental Agreement No. 06-01.25 regarding design and construction of drainage and flood control improvements for the North Outfall attached hereto between the City of Brighton and Urban Drainage and Flood Control District is hereby approved.
- 2.** That the Acting City Manager is hereby authorized to execute said Amendment to Intergovernmental Agreement for and behalf of the City of Brighton, and the City Clerk to attest thereto.

RESOLVED THIS 11th DAY OF July, 2017.

CITY OF BRIGHTON, COLORADO

Richard N. McLean, Mayor

Attest:

Natalie Hoel, City Clerk

Approved as to Form:

Margaret R. Brubaker, Esq.
City Attorney