

ORDINANCE NO: 2351  
INTRODUCED BY: Johnston

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING A LEASE AGREEMENT WITH ALMOST HOME FOR CITY-OWNED REAL PROPERTY LOCATED AT 22 SOUTH 4<sup>TH</sup> AVENUE (THE “HISTORIC CITY HALL”), 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 22 South 4<sup>th</sup> Avenue, Brighton, CO 80601 (the “Historic City Hall”); and

WHEREAS, Almost Home wishes to lease designated space within the Historic City Hall for the purpose of conducting regular business activities; and

WHEREAS, City staff has negotiated and presents to the City Council for approval of the Lease Agreement with Almost Home; 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; and

WHEREAS, the Lease Agreement, and any renewal thereof, are subject to the terms and conditions of the Ordinance approving a Facilities Lease (Historic City Hall) between the City of Brighton and the Brighton Public Facilities Leasing Trust, which was approved by City Council on March 1, 2016 (Ordinance No. 2228 dated March 1, 2016).

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 Almost Home 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, 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 6. The City Manager is hereby authorized to negotiate and execute any extensions and/or amendments to the Lease Agreements 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 15<sup>th</sup> DAY OF December, 2020.

PASSED ON SECOND AND FINAL READING AND ORDERED PUBLISHED BY  
TITLE ONLY THIS 5<sup>th</sup> DAY OF January, 2021.

CITY OF BRIGHTON, COLORADO

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GREGORY MILLS, Mayor

ATTEST:

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NATALIE HOEL, City Clerk

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APPROVED AS TO FORM:

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JACK D. BAJOREK, City Attorney