

RESOLUTION NO. 2024-106

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING A REIMBURSEMENT AGREEMENT FOR THE CONSTRUCTION OF NON-POTABLE IRRIGATION LINES FOR VENTURE PARK

WHEREAS, Brookfield is the developer of land within Brighton Crossings and a parcel within Brighton Crossing Filing No. 2 commonly known as Venture Park; and

WHEREAS, the City has requested that Brookfield construct a non-potable water main and associated facilities for future non-potable water irrigation of Venture Park for the benefit of the City; and

WHEREAS, the City recognizes the potential for cost savings by having Brookfield construct the non-potable main and associated facilities and Brookfield has agreed to perform the construction as long as the City reimburses Brookfield for such the construction of such improvements; and

WHEREAS, Brookfield and the City have negotiated a Reimbursement Agreement for an estimated initial budget of \$313,565.00 dollars; and

WHEREAS, the City Council recognizes this benefit to the City and desires to approve the Reimbursement Agreement.

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

Section 1. The Reimbursement Agreement is hereby approved.

Section 2. The City Manager, or designee, is hereby authorized to execute the Reimbursement Agreement on behalf of the City in substantially the form presented at this meeting and with any conditions, technical additions, modifications, or variations as the City Attorney may deem necessary or appropriate provided such are not inconsistent with this Resolution.

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

RESOLVED this 17<sup>th</sup> day of December 2024.

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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ALICIA CALDERÓN, City Attorney