

RESOLUTION NO. 2024-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING AN AMENDMENT TO AN AGREEMENT FOR DEVELOPMENT INCENTIVES BY AND BETWEEN THE CITY OF BRIGHTON, COLORADO AND AMPRIUS TECHNOLOGIES, INC.; AND AUTHORIZING THE MAYOR TO EXECUTE SAID AMENDMENT ON BEHALF OF THE CITY

WHEREAS, the City Council of the City of Brighton, Colorado ("City Council") approved by Resolution No. 2023-22, An Agreement for Development Incentives by and between the City of Brighton, Colorado and Amprius Technologies, Inc. (the "Agreement"); and

WHEREAS, the Agreement contemplates that the Project will open to the public by June 1, 2024; and

WHEREAS, the Company requires additional time to complete the build-out of the Project; and

WHEREAS, City staff has negotiated and presents to the City Council for approval an amendment to the Agreement to reflect the additional time necessary to complete the build-out of the Project (the "Amendment").

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

Section 1. The Amendment is hereby approved 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 Resolution.

Section 2. The Mayor is hereby authorized to execute the Amendment on behalf of the City.

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

RESOLVED this 21st day of May 2024.

CITY OF BRIGHTON, COLORADO

GREGORY MILLS, Mayor

ATTEST:

NATALIE HOEL, City Clerk

APPROVED AS TO FORM:

YASMINA GIBBONS, Deputy City Attorney