

RESOLUTION NO. 2022-77

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING INTERGOVERNMENTAL AGREEMENT AMENDMENT NO. 19-05.22A REGARDING MAINTENANCE OF DRAINAGE AND FLOOD CONTROL IMPROVEMENTS FOR THE BRIGHTON SOUTH OUTFALL BETWEEN THE CITY OF BRIGHTON AND URBAN DRAINAGE AND FLOOD CONTROL DISTRICT D/B/A MILE HIGH FLOOD DISTRICT AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID INTERGOVERNMENTAL AGREEMENT ON BEHALF OF THE CITY

WHEREAS, the City of Brighton, Colorado (“City”), and the Mile High Flood District (“District”) previously entered into Intergovernmental Agreement No. 19-05.22A (the “Agreement”) regarding maintenance of drainage and flood control improvements for the Brighton South Outfall; and

WHEREAS, the City and District desire to amend the Agreement (the “Amendment”) to proceed with maintenance of drainage and flood control improvements for Brighton South Outfall from Brighton Road to Southern Street (the “Project”); and

WHEREAS, the Project requires an additional contribution and allocation of funds by the City in the amount of \$300,000.00 for a maximum contribution by the City under the Agreement of \$550,000.00; and

WHEREAS, sufficient appropriation exists for the Project; and

WHEREAS, the Project is needed to protect the safety of City of Brighton residents.

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

Section 1. The Amendment is hereby approved.

Section 2. The City Manager is hereby authorized to execute and deliver such Amendment 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 Resolution.

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

RESOLVED THIS 28<sup>th</sup> DAY OF June 2022.

CITY OF BRIGHTON, COLORADO

---

GREGORY MILLS, Mayor

ATTEST:

---

NATALIE HOEL, City Clerk

APPROVED AS TO FORM:

---

YASMINA SHAUSH, Assistant City Attorney