

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF BRIGHTON, COLORADO AND SCHOOL DISTRICT 27J

WHEREAS, School District 27J (the "District") owns certain real property located at 88 North 40th Avenue, Brighton, Colorado (the "Property"), on which the District's North Transportation Terminal, a regional detention pond, and other improvements are located; and

WHEREAS, adjacent to the Property is the unconstructed future alignment of North 40th Avenue, and the City of Brighton (the "City") desires to construct the roadway and its associated appurtenances; and

WHEREAS, the City and the District (collectively, the "Parties") seek to construct a new regional detention pond on the Property to provide stormwater detention for the North 40th Avenue improvements and the District's separate stormwater management needs; and

WHEREAS, the Parties desire to enter into an Intergovernmental Agreement to establish their roles and responsibilities, property conveyances, long-term maintenance obligations, and coordination of the construction of North 40th Avenue and the new regional detention pond (the "IGA"); and

WHEREAS, pursuant to the IGA, the City will furnish the labor and materials necessary to construct North 40th Avenue and the new regional detention pond and will maintain the new pond for a period of five (5) years; and

WHEREAS, pursuant to the IGA, the District will convey certain property interests to the City that are necessary for the construction of North 40th Avenue and pay its proportional share of the costs to dredge the existing regional detention pond; and

WHEREAS, pursuant to Colo. Rev. Stat. § 29-1-201, *et seq.*, local governmental entities are encouraged and authorized to cooperate by contracting with one another for their mutual benefit; and

WHEREAS, the City Council finds and determines that the terms of the IGA are reasonable, that the IGA exemplifies the spirit of cooperation between the Parties, and that it is in the best interests of the Parties that the IGA be approved.

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

Section 1. The IGA between the City and the District is hereby approved.

Section 2. The City Manager is hereby authorized to execute said IGA on behalf of the City and undertake such tasks and execute such documents as may be required to implement said IGA on behalf of the City.

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

RESOLVED this 4th day of August 2026.

CITY OF BRIGHTON, COLORADO

GREGORY MILLS, Mayor

ATTEST:

NATALIE HOEL, City Clerk

APPROVED AS TO FORM:

JAMES GALLAGHER, Assistant City Attorney