

**A RESOLUTION AUTHORIZING EXECUTION OF INTERGOVERNMENTAL
AGREEMENT BY AND BETWEEN THE CITY OF COMMERCE CITY AND THE
COLORADO DEPARTMENT OF TRANSPORTATION FOR 112TH & HAVANA AND
72ND & LOCUST IMPROVEMENTS**

NO. 2022-104

WHEREAS, the City of Commerce City (“City”) plans to complete intersection improvement for 112th & Havana and 72nd & Locust for the purpose of improving safety (“Project”);

WHEREAS, the City and the Colorado Department of Transportation (“CDOT”) wish to enter into an agreement, substantially in the form attached hereto, regarding funding, administration, and other aspects of the Project (“Agreement”); and

WHEREAS, CDOT requires the City to pass a resolution authorizing the City to enter into the Agreement, and the City is authorized pursuant to § 29-1-203, C.R.S., as amended, and Section 4.13 of the Charter of the City of Commerce City, to enter into intergovernmental agreements.

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

SECTION 1. Findings. The recitals to this resolution are incorporated as findings of the City Council. This resolution is found to be necessary for the preservation of the public health, safety, and welfare and in the public interest.

SECTION 2. Approval; Execution. The Agreement, substantially in the form attached, is hereby approved. The Mayor and the City Clerk are hereby authorized and directed to sign and attest the Agreement, substantially in the form attached, on behalf of the City.

RESOLVED AND PASSED THIS 21ST DAY OF NOVEMBER, 2022.

CITY OF COMMERCE CITY, COLORADO

Benjamin A. Huseman, Mayor

ATTEST

Dylan A. Gibson, City Clerk