

**A RESOLUTION AUTHORIZING A COST SHARE AGREEMENT
BETWEEN REUNION METROPOLITAN DISTRICT (“REUNION”) AND THE CITY
OF COMMERCE CITY FOR CHAMBERS ROAD IMPROVEMENTS FROM
104TH AVENUE TO 117TH AVENUE**

NO. 2022-81

WHEREAS, Reunion and Clayton Properties Group II, Inc. own, have developed, or will own and/or develop property along the current alignment of Chambers Road from north of 104th Avenue to 112th Avenue; and

WHEREAS, in light of development within and surrounding Chambers Road from north of 104th Avenue to 112th Avenue in the near term, the Parties have determined it is appropriate to work together to cause widening of Chambers Road to a minor arterial cross section including sidewalks, landscaping and irrigation improvements, bridge replacement at Second Creek, and traffic signals (the “**Shared Road Improvements**”) through a coordinated construction effort, estimated for completion in March, 2025, as more fully detailed on **Exhibit A-1**, attached hereto and incorporated herein; and

WHEREAS, the City has requested, in conjunction with the design and construction of the Shared Road Improvements, that certain additional improvements be made to Chambers Road north of 112th Avenue, as more fully detailed on **Exhibit A-2**, attached hereto and incorporated herein (the “**City Road Improvements**” and together with the Shared Road Improvements, the “**Chambers Road Improvements**”); and

WHEREAS, completion of the Chambers Road Improvements will also include right of way and easement acquisition, undergrounding of overhead electric lines, relocation of existing utilities, fence relocation, existing driveway re-alignments, sidewalks, replacement of the existing Second Creek drainage structure with a new bridge to accommodate a pedestrian underpass, a golf cart/pedestrian underpass at the Buffalo Run Golf Course, drainage infrastructure for the roadway improvements, traffic signals, sidewalks, lighting, and necessary potable, sanitary sewer, and non-potable infrastructure to facilitate future development adjacent to the roadway widening, as more fully detailed herein; and

WHEREAS, the Parties desire to establish terms for the payment of costs related to the installation and construction of the Chambers Road Improvements and the Parties’ respective allocation associated therewith.

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. The City Council finds that this resolution to be necessary for the preservation of the public health, safety, and welfare and in the public interest.

SECTION 2. Approval; Execution. The Intergovernmental Agreement between the City of Commerce City and the Reunion Metropolitan District is approved substantially in the form attached hereto as Exhibit A. 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 7TH DAY OF NOVEMBER 2022.

CITY OF COMMERCE CITY, COLORADO

Benjamin A. Huseman, Mayor

ATTEST

Dylan A. Gibson, City Clerk