

**RESOLUTION AUTHORIZING THE AMENDMENT OF AN EXISTING
INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF
COMMERCE CITY AND THE COLORADO DEPARTMENT OF TRANSPORTATION
REGARDING FUNDING FOR THE VASQUEZ BOULEVARD IMPROVEMENTS
PROJECT**

NO. 2023-093

WHEREAS, the City of Commerce City (“City”) plans to contribute an additional \$800,000 Highway Users Tax Fund Funding, \$200,000 General Fund Funding, and \$4,000,000 in Congressional Earmarked funds towards the design, permitting, and construction of improvements along Vasquez Boulevard from I-270 to 64th Avenue (“Project”);

WHEREAS, the Colorado Department of Transportation will be primarily responsible for managing and administering the Project, and the City and CDOT wish to enter into an agreement 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 OF Amendment. The Parties’ agreement to amend the Intergovernmental Agreement is approved. This resolution shall not be deemed to grant any right to or interest in the amended IGA to CDOT until the execution of a written amendment acceptable to the City. Upon successful finalization of the amendment and approval as to form by the City Attorney, the Mayor is hereby authorized to execute, and the City Clerk to attest, the IGA on behalf of the City.

RESOLVED AND PASSED THIS 21ST DAY OF AUGUST, 2023.

CITY OF COMMERCE CITY

Benjamin A. Huseman, Mayor

ATTEST

Dylan A. Gibson, City Clerk