

**RESOLUTION APPROVING AMENDMENT TO RESOLUTION NO. 2012-11  
REGARDING THE NORTHEAST GREENWAY CORRIDOR ADVISORY  
COMMITTEE COMPREHENSIVE PLAN FOR ALLOCATING FUNDS FROM THE  
ROCKY MOUNTAIN ARSENAL NATURAL RESOURCE DAMAGES SETTLEMENT**

**NO. 2012-24**

WHEREAS, on April 2, 2012, the City Council passed Resolution No. 2012-11, a resolution approving the Northeast Greenway Corridor Advisory Committee comprehensive plan for allocating funds from the Rocky Mountain Arsenal Natural Resource Damages Settlement (the "Settlement");

WHEREAS, the Foundation Fund Projects spreadsheet attached to Resolution 2012-11 (the "Spreadsheet") identified the City's Second Creek Outfall project as the City project for which funding from the Settlement would be requested;

WHEREAS, challenges have arisen in acquiring all the property needed to complete the Second Creek Outfall project within the timeframe required for expenditure of such funds;

WHEREAS, the City desires to amend the Spreadsheet to (1) delete the Second Creek Outfall project; and (2) establish the Purchase and Restoration of Property Adjacent to Sand Creek -1 and the Purchase and Restoration of Property Adjacent to Sand Creek - 2 as the projects for which the City will request funds from the Settlement; and

WHEREAS, because the new project will be less costly, the City's Matching Funding as identified in the Spreadsheet will be decreased, but no change will be made in the amount of Settlement funds requested.

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

1. The Spreadsheet is hereby amended to delete "Second Creek Outfall" and insert in its place "Purchase and Restoration of Property Adjacent to Sand Creek -1 and the Purchase and Restoration of Property Adjacent to Sand Creek - 2."
2. The "Matching Funding" allocated to the City in the Spreadsheet shall be reduced to \$1,150,000.

RESOLVED AND PASSED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2012.

CITY OF COMMERCE CITY

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Sean Ford, Mayor

ATTEST:

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Laura J. Bauer, CMC, City Clerk