

**RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF
COMMERCE CITY AND SUNCOR ENERGY (U.S.A.) PIPELINE
COMPANY FOR RELOCATION OF A CRUDE OIL PIPELINE AND
REIMBURSEMENT THEREFOR**

NO. 2014-65

WHEREAS, Suncor Energy (U.S.A.) Pipeline Company (“Suncor”) has an existing ten (10) inch diameter crude oil pipeline (the “Pipeline”) located within the 104th Avenue corridor;

WHEREAS, the City of Commerce City (the “City”) as part of the 104th Avenue widening and improvement project (the “Project”) Suncor must make certain modifications to the Pipeline;

WHEREAS, Suncor is willing to make such modifications to the Pipeline, at both Suncor’s and the City’s shared expense, subject to the terms and conditions contained in the attached Pipeline Modification and Reimbursement Agreement;

WHEREAS, pursuant to the City Manager’s commitment to the City Council, all City contracts exceeding \$250,000.00 in value will be approved by the City Council; and

WHEREAS, the City’s share of the costs associated with the Pipeline relocation is estimated to be \$369,046.00 and therefore must be approved by the City Council prior to execution.

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

1. The attached Pipeline Modification and Reimbursement Agreement is hereby approved.
2. The City Manager and the City Clerk are hereby authorized and directed to sign and attest the attached Pipeline Modification and Reimbursement Agreement on behalf of the City of Commerce City.

RESOLVED AND PASSED THIS 2ND DAY OF JUNE, 2014.

CITY OF COMMERCE CITY

Sean Ford, Mayor

ATTEST:

Laura J. Bauer, CMC, City Clerk