

**RESOLUTION APPROVING IRONDALE PROPERTY ACQUISITION AND
AUTHORIZING AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH
URBAN DRAINAGE AND FLOOD CONTROL DISTRICT REGARDING THE
PURCHASE OF IRONDALE GULCH DRAINAGE PROPERTIES**

NO. 2021-05

WHEREAS, the City of Commerce City (“City”), with the assistance of the Urban Drainage and Flood Control District d/b/a Mile High Flood District (“District”), have previously cooperated in the preparation of a drainage outfall systems plan entitled “Irondale Gulch Outfall Systems Planning” (the “Plan”), which identified a proposed regional detention site located at 7420 East 86th Avenue within the City (the “Property”);

WHEREAS, in order to preserve the Property for future regional detention in accordance with the Plan, the City, with financial assistance from the District in the current amount of \$300,000.00 and a pledge to provide an additional \$200,000, desires to purchase the Property for a total amount not to exceed \$1,100,000.00 (the “Purchase”); and

WHEREAS, the City Council finds and determines that the Purchase will serve a public purpose and will benefit the public health, safety, morals, and welfare of the residents of the City.

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

1. The Purchase is found to be in the best interests of the public, and the use of City funds to effectuate the Purchase is hereby approved.
2. The City Manager is hereby authorized and directed to negotiate an agreement for the Purchase of the Property. Upon successful finalization of a Purchase agreement and approval as to form by the City Attorney, the City Manager is hereby authorized to execute, and the City Clerk to attest, the Purchase agreement on behalf of the City.
3. The City Manager is further authorized to take all other actions and execute all documents reasonably necessary for the City to effectuate the Purchase and proceed to Closing.
4. The City Manager hereby authorized and directed to negotiate an amendment to the intergovernmental agreement approved by Resolution 2020-104 to recognize the District’s contribution of an additional \$200,000 for the Purchase. Upon successful finalization of an amendment and approval as to form by the City Attorney, the City Manager is hereby authorized to execute, and the City Clerk to attest, the amendment on behalf of the City.

RESOLVED AND PASSED THIS 1ST DAY OF MARCH, 2021.

CITY OF COMMERCE CITY, COLORADO

Benjamin A. Huseman, Mayor

ATTEST

Dylan A. Gibson, City Clerk