

**A RESOLUTION  
OF THE CITY COUNCIL  
OF THE CITY OF CHERRY HILLS VILLAGE  
APPROVING A LICENSE AGREEMENT BETWEEN THE CITY AND COUNTY  
OF DENVER AND THE CITY OF CHERRY HILLS VILLAGE FOR THE  
CONSTRUCTION AND INSTALLATION OF A PEDESTRIAN BRIDGE  
ACROSS THE HIGH LINE CANAL AND RELATED RETAINING WALLS**

**WHEREAS**, the City of Cherry Hills Village ("City") has the general authority, in accordance with Section 31-15-101(1)(d), Colorado Revised Statutes, to acquire, hold and dispose of real property; and

**WHEREAS**, Section 13.6 of the Cherry Hills Village Home Rule Charter authorizes the City Council, by resolution or by ordinance, to enter into contracts or agreements with other governmental units or special districts for the use of buildings, equipment or facilities, and for furnishing or receiving commodities or services; and

**WHEREAS**, the City believes there is a public safety and welfare need to collaborate with other jurisdictions to facilitate the construction of a trail underpass for the High Line Canal Trail at Hampden Avenue, and plans to construct a pedestrian bridge and retaining walls within and across the High Line Canal as contemplated in related intergovernmental agreements; and

**WHEREAS**, the City and County of Denver, acting by and through the Denver Board of Water Commissioners, requires a License Agreement for the construction of a footbridge and retaining walls within and across the Board's property in accordance with the terms and conditions set forth in the agreement attached to this Resolution; and

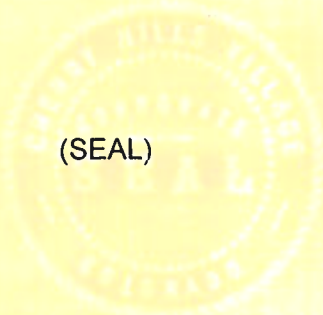
**WHEREAS**, the City Council desires to approve and enter into the attached License Agreement according to the terms and conditions set forth therein.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO THAT:**

**Section 1.** The City Council accepts and approves the License Agreement with the City and County of Denver, acting by and through its Board of Water Commissioners, as set forth in **Attachment A**, attached hereto and incorporated herein by reference, subject to minor modifications and revisions approved by the City Manager and City Attorney that do not increase the City's financial obligations, and authorizes the Mayor to execute the same.

**Section 2.** This Resolution is effective upon adoption.

Introduced, passed and adopted at the regular meeting of City Council on the 18<sup>th</sup> day of August, 2020, by a vote of 5 yes 0 no.



(SEAL)

*Russell O. Stewart*  
Russell O. Stewart, Mayor

ATTEST:

*Laura Gillespie*  
Laura Gillespie, City Clerk

APPROVED AS TO FORM:

*Kathie B. Guckenberger*  
Kathie B. Guckenberger, City Attorney



**ATTACHMENT A:  
LICENSE AGREEMENT WITH THE CITY AND COUNTY OF DENVER, ACTING BY AND  
THROUGH ITS BOARD OF WATER COMMISSIONERS, FOR CONSTRUCTING A  
PEDESTRIAN BRIDGE AND RETAINING WALLS WITHIN AND ACROSS THE HIGH LINE  
CANAL**