

**A RESOLUTION
OF THE CITY COUNCIL
OF THE CITY OF CHERRY HILLS VILLAGE
APPROVING A SECOND AMENDMENT TO AN INTERGOVERNMENTAL
AGREEMENT BY AND BETWEEN THE CITY OF CHERRY HILLS VILLAGE
AND THE CITY AND COUNTY OF DENVER ACTING BY AND THROUGH
ITS BOARD OF WATER COMMISSIONERS
REAFFIRMING, AMENDING AND EXTENDING THAT CERTAIN LEASE
AGREEMENT #500328, FORMERLY LEASE AGREEMENT #08392A, FOR
RECREATIONAL USE OF THE HIGH LINE CANAL**

WHEREAS, pursuant to C.R.S. § 29-1-203, governments are authorized to cooperate or contract with one another to provide any function, service, or facility lawfully authorized to each government; and

WHEREAS, pursuant to Section 13.6 of the City of Cherry Hills Village Home Rule Charter, City Council may by resolution enter into agreements with other governmental units for the use of buildings, equipment, or facilities; and

WHEREAS, the City of Cherry Hills Village ("City") and the City and County of Denver, acting by and through its Board of Water Commissioners ("Denver Water") entered into a lease agreement for recreational use of a portion of the High Line Canal dated July 13, 2005 ("Lease Agreement"); and

WHEREAS, pursuant to Resolution 37-15, the City approved an intergovernmental agreement ("IGA") with Denver Water that extended the term of the Lease Agreement through October 1, 2020; and

WHEREAS, pursuant to Resolution 28-20, the City approved a First Amendment to the intergovernmental agreement ("First Amendment") with Denver Water that extended the term of the Lease Agreement through October 1, 2022; and

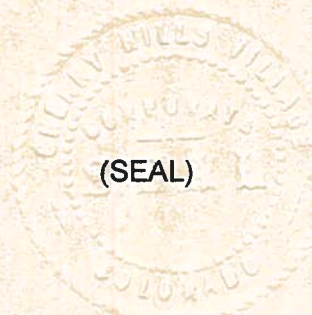
WHEREAS, the City and Denver Water desire to amend the IGA to extend the Lease Agreement through October 1, 2024.

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

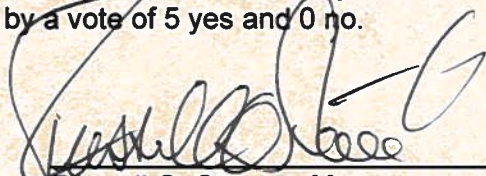
Section 1. The City Council approves the Second Amendment to the Intergovernmental Agreement by and between the City of Cherry Hills Village and the City and County of Denver acting through its Board of Water Commissioners Reaffirming, Amending, and Extending that Certain Lease Agreement #500328, formerly Lease Agreement #08392A, for Recreational Use of the High Line Canal, as set forth in **Attachment A**, attached hereto and incorporated herein, and authorizes the Mayor to execute the same.

Section 2. Effective Date. This Resolution shall be effective immediately.

Introduced, passed and adopted at the regular meeting of the City Council this 1st day of November, 2022, by a vote of 5 yes and 0 no.



(SEAL)

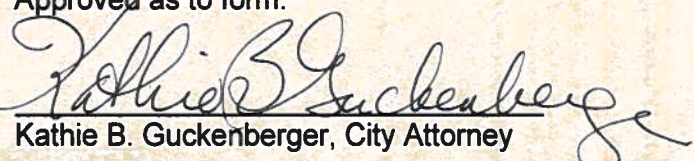


Russell O. Stewart, Mayor

ATTEST:



Laura Gillespie, City Clerk

Approved as to form:


Kathie B. Guckenberger, City Attorney

ATTACHMENT A

