

A RESOLUTION  
OF THE CITY COUNCIL  
OF THE CITY OF CHERRY HILLS VILLAGE  
APPROVING A REVOCABLE ENCROACHMENT LICENSE AGREEMENT  
BETWEEN COVINGTON AT CHERRY HILLS VILLAGE HOMEOWNERS'  
ASSOCIATION AND THE CITY OF CHERRY HILLS VILLAGE  
FOR THE INSTALLATION, CONSTRUCTION, AND MAINTENANCE OF  
CERTAIN IMPROVEMENTS ON CITY-OWNED PROPERTY

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 12.4 of the Cherry Hills Village Home Rule Charter provides that City Council may grant permits for the temporary use or occupation of any street, alley or public place, and establish conditions and compensation to be paid the City therefor; and

WHEREAS, the Covington at Cherry Hills Village Homeowners Association (HOA) desires to install two security cameras at two locations within the City's right-of-way known as Covington Drive; and

WHEREAS, the HOA and its members have determined that the installation of the cameras will improve the safety of their community, and the City desires to authorize the installation of the cameras subject to certain terms and conditions; and

WHEREAS, the City Council desires to approve and enter into the attached Agreement for the Grant of a Revocable Encroachment License (the "License Agreement") according to the terms and conditions set forth therein.

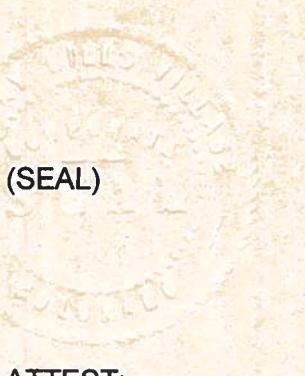
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO THAT:

Section 1. The City Council accepts and approves the License Agreement with the Covington at Cherry Hills Village HOA, 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.

Approved at the  
regular meeting of City Council this 16<sup>th</sup> day  
of May, 2023, by a vote of 5 yes and 0 no.

(SEAL)

  
Kathleen Brown  
Kathleen Brown, Mayor

ATTEST:

Laura Gillespie  
Laura Gillespie, City Clerk

APPROVED AS TO FORM:

Kathie B. Guckenberger  
Kathie B. Guckenberger, City Attorney

**ATTACHMENT A**

**AGREEMENT BY AND BETWEEN THE CITY OF CHERRY HILLS VILLAGE,  
COLORADO AND THE COVINGTON AT CHERRY HILLS VILLAGE HOA FOR THE  
GRANT OF A REVOCABLE ENCROACHMENT LICENSE TO INSTALL,  
CONSTRUCT, AND MAINTAIN CERTAIN IMPROVEMENTS ON CITY-OWNED  
PROPERTY**