

ORDINANCE NO: 2311
INTRODUCED BY: Mills

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING A LEASE OF CITY-OWNED REAL PROPERTY LOCATED AT 269 EAST BRIDGE STREET (THE "DEPOT") TO SUGAR MOUNTAIN ENTERPRISES, LLC, D/B/A MON CHERI BAKERY AND BISTRO, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID LEASE ON BEHALF OF THE CITY

WHEREAS, pursuant to Section 17.3 of the Brighton City Charter, City Council may not "mortgage or encumber public utilities or permanent public buildings or real or personal property except by ordinance or majority vote of the electors at the option of the Council;" and

WHEREAS, the City owns real property located at 269 East Bridge Street, Brighton, CO 80601 (the "Depot"); and

WHEREAS, Sugar Mountain Enterprises, LLC, d/b/a Mon Cheri Bakery and Bistro (the "Bistro"), wishes to lease designated space within the Depot to run a full-service restaurant and bakery; and

WHEREAS, the Bistro will attract both Brighton residents and visitors from surrounding communities, thereby strengthening community awareness and participation within the new Depot campus; and

WHEREAS, to that end, City staff has negotiated and presents to the City Council for approval a Lease with the Chamber of Commerce; and

WHEREAS, the City Council finds and determines that the terms of said Lease are reasonable, and that it is in the best interests of the City to enter into said Lease.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AS FOLLOWS:

Section 1. The Lease by and between the City and the Bistro is hereby approved.

Section 2. The City Manager is hereby authorized to execute such Lease in substantially the form presented at this meeting, with such technical additions, deletions, and variations as the City Attorney may deem necessary or appropriate and not inconsistent with this Ordinance, and to undertake such actions as may be necessary to finalize and enforce said Lease, and any extensions or amendments thereof, on behalf of the City.

Section 3. The City Manager is hereby authorized to negotiate and execute an extension and/or amendments to the Lease as contemplated within the Lease as presented, with such technical additions, deletions, and variations as the City Attorney may deem necessary or appropriate and not inconsistent with this Ordinance.

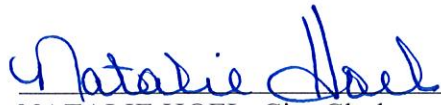
INTRODUCED, PASSED ON FIRST READING, AND ORDERED PUBLISHED,
THIS 4th DAY OF JUNE, 2019.

PASSED ON SECOND AND FINAL READING AND ORDERED PUBLISHED BY
TITLE ONLY THIS 25th DAY OF JUNE, 2019.

CITY OF BRIGHTON, COLORADO


KENNETH J. KREUTZER, Mayor

ATTEST:


NATALIE HOEL, City Clerk

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APPROVED AS TO FORM:


JACK D. BAJOREK, City Attorney