

ORDINANCE NO. 2374
INTRODUCED BY: Humbert

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO (THE "CITY"), APPROVING AN AGRICULTURAL LEASE ("LEASE") FOR CITY-OWNED REAL PROPERTY LOCATED AT SECTION 34, TOWNSHIP 3, NORTH, RANGE 67 WEST OF THE 6TH P.M, COUNTY OF WELD, STATE OF COLORADO (THE "PROPERTY"), TO JOSEPH MILLER; SETTING FORTH THE TERMS OF SAID LEASE; AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGRICULTURAL 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 of approximately 68.36 acres located at Section 34, Township 3, North, Range 67 West of the 6th P.M. in Weld County, Brighton, CO 80601 (the "Property"); and

WHEREAS, Joseph Miller is desirous of leasing the property for agricultural purposes; and

WHEREAS, to that end, the City has negotiated and presents to the City Council for approval of an Agricultural Lease with the Joseph Miller; and

WHEREAS, Joseph Miller has agreed to pay the assessments on the 1.25 shares for the 2021 Growing Season; and

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

WHEREAS, any renewals of the Agricultural Lease are subject to the terms and conditions of the Agricultural Lease.

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

Section 1. The Agricultural Lease by and between the City and Joseph Miller is hereby approved.

Section 2. The City Manager is hereby authorized to execute such Agricultural Lease and undertake such actions as may be necessary to finalize and enforce said Lease, and any extensions thereof, on behalf of the City.

INTRODUCED, PASSED ON FIRST READING, AND ORDERED PUBLISHED THIS 7th DAY OF September, 2021.

PASSED ON SECOND AND FINAL READING AND ORDERED PUBLISHED BY TITLE ONLY THIS 21st DAY OF September, 2021.

CITY OF BRIGHTON, COLORADO



GREGORY MILLS, Mayor

ATTEST:



NATALIE HOEL, City Clerk

APPROVED AS TO FORM:



ALICIA CALDERÓN, City Attorney



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