

CITY OF RIFLE, COLORADO
RESOLUTION NO. 17
SERIES OF 2014

A RESOLUTION OF THE CITY OF RIFLE, COLORADO AGREEING TO
ACCEPT OWNERSHIP OF A PORTION OF COLORADO HIGHWAY 13 AND A
PORTION OF COLORADO HIGHWAY 6 AS SPECIFIED IN THAT CERTAIN
INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF RIFLE
AND THE COLORADO DEPARTMENT OF TRANSPORTATION

WHEREAS, the policy of the Colorado Department of Transportation (“CDOT”) is to encourage voluntary local ownership of certain state highways that no longer meet the intent of the state highway system and to strive to balance local needs with state transportation standards through CDOT and local agency coordination; and

WHEREAS, CRS §43-2-106(1)(a) provides that the Transportation Commission may determine that a state highway, or portion thereof, no longer functions as a state highway and with the agreement of each affected county or municipality the state highway, or portion thereof, is abandoned; and

WHEREAS, Governor John Hickenlooper and CDOT Executive Director Don Hunt announced the Responsible Acceleration of Maintenance and Partnerships (“RAMP”) program to accelerate completion of transportation projects and the City of Rifle submitted an application to CDOT for approval by the Transportation Commission to participate in the RAMP program that identified a portion of Colorado Highway 13 and a portion of Colorado Highway 6 that meet the requirements and intent of CRS §43-2-106(1)(a) (the “Highway 13 and Highway 6 Segments”); and

WHEREAS, by City of Rifle, Colorado Resolution No. 16, Series of 2014, the City agreed that the Highway 13 and Highway 6 Segments no longer serves the ongoing purposes of the state highway system; and

WHEREAS, CDOT will pay the City an amount not to exceed what CDOT reasonably expects to pay to maintain, preserve, or improve the Highway 13 and Highway 6 Segments of over the next 20 years which amounts to \$5,600,000.00 (the “Payment”) pursuant to the terms and conditions of an intergovernmental agreement between the City and CDOT attached to this Resolution (the “IGA”); and

WHEREAS, the IGA requires the City to accept ownership of the Highway 13 and Highway 6 Segments in their “as is” condition in exchange for the Payment and agree to specific terms and conditions, which the City desires to do.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, THAT:

1. The foregoing recitals are incorporated herein as findings of the City Council.

2. The City agrees to accept ownership of the Highway 13 and Highway 6 Segments in their “as is” condition in exchange for the Payment of \$5,600,000.00 from CDOT to be credited to a special fund of the City’s to be used only for transportation-related expenditures.

3. The City hereby approves the IGA and authorizes the Mayor to execute it on behalf of the City, and specifically agrees that:

a. in exchange for the Payment, the City will maintain the Highway 13 and Highway 6 Segments in a reasonable and safe condition as a city street or streets;

b. all traffic and roadway paving, signing, striping, markings, lighting and signalization for the Highway 13 and Highway 6 Segments will be owned and maintained by the City;

c. the City will be responsible for submitting any proposed roadway improvement plans for the Highway 13 and Highway 6 Segments to CDOT and must obtain CDOT’s written approval prior to making any changes that may impact the bridge structure over the Colorado River (Structure No. F-05-R) and/or the bridge structure over the Union Pacific Railroad Tracks (Structure No. F-05-Q), which structures are being reserved by CDOT for ownership, control and responsibility; provided, however, that the City shall operate and maintain the roadway driving surface over said structures;

d. with respect to the bridge structure over the Colorado River (Structure No. F-05- R), the City will convey to CDOT a permanent highway easement, similar to the form attached to the IGA as Exhibit G, for the purpose of operating, maintaining, repairing and replacing said structure;

e. with respect to the bridge structure over the Union Pacific Railroad Tracks (Structure No. F-05-Q), CDOT has a legal right of way for said structure and State Highway 13 and the City will enter into a Maintenance Agreement with CDOT similar to the form attached to the IGA as Exhibit H, whereby the City agrees to maintain the roadway surface over said structure; and

f. pursuant to 23 USC 131, as amended -The Highway Beautification Act of 1965)(the “Act”), the City will adhere to the standards regarding outdoor advertising and CDOT shall provide periodic inspection of the Highway 13 and Highway 6 Segments to insure standards of the Act are met.

THIS RESOLUTION was read, passed, and adopted by the Rifle City Council at a special meeting held this 5th of November, 2014.

CITY OF RIFLE, COLORADO

By _____
Mayor

ATTEST:

City Clerk