

**CITY OF LEADVILLE, COLORADO  
RESOLUTION NO. 22  
SERIES OF 2024**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEADVILLE  
APPROVING A MAINTNENANCE AGREEMENT WITH THE STATE OF  
COLORADO THROUGH THE DEPARTMENT OF TRANSPORTATION FOR  
MAINTENANCE SERVICES ON STATE HIGHWAY 24  
AND AUTHORIZING THE CITY ADMINISTRATOR TO SIGN THE AGREEMENT**

**WHEREAS**, pursuant to §§ 43-2-102 Colorado Revised Statutes (“C.R.S.”), the State shall construct and maintain all roads comprising the state highway system;

**WHEREAS**, § 43 2 135(1)(i), C.R.S., as amended, requires the State to install, operate, maintain, and control, at State expense, all traffic control devices on the State highway system within cities and incorporated towns;

**WHEREAS**, the State of Colorado, through the Department of Transportation (“State”) and the City of Leadville (“City”) desire to enter an Agreement for the City to provide some or all of the certain highway Maintenance Services on Highway 24 within City limits that are the responsibility of the State under applicable law, and for the State to pay the City a reasonable negotiated fixed rate for such services;

**WHEREAS**, authority exists in the law and funds have been budgeted, appropriated, and otherwise made available and a sufficient uncommitted balance remains available for payment of the project and the City costs for the Maintenance Services with the total Agreement amount being \$301,863.25;

**WHEREAS**, the required approval, clearance and coordination have been accomplished from and with the appropriate agencies;

**WHEREAS**, the Parties also intend that the City shall remain responsible to perform any services and duties on State highways that are the responsibility of the City under applicable law, at its own cost;

**WHEREAS**, the State and the City have the authority, as provided in §§29-1-203, 43 1 106, 43 2 103, 43 2 104, and 43-2-144, C.R.S., as amended, and in Resolution No. 22, Series of 2024 duly passed and adopted by the City, to enter into this Agreement for the purpose of maintenance of traffic control devices on the State highway system as set forth in this Agreement;

**WHEREAS**, the City has adequate equipment to perform the desired maintenance services on State highways within its jurisdiction;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Leadville, Colorado, as follows:

**Section 1.** The Maintenance Agreement is approved in substantially the form presented, and the City Administrator is authorized to execute the Maintenance Agreement on behalf of the City. The City Administrator, in consultation with the City Attorney, may make changes to this Agreement that do not substantially alter the terms.

This Resolution shall be effective upon its adoption.

ADOPTED this 19th day of March, 2024 by a vote of 7 in favor, 0 against, 0 abstaining, and 0 absent.



CITY OF LEADVILLE, COLORADO

  
\_\_\_\_\_  
Dana Greene, Mayor

ATTEST:

  
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Hannah Scheer, City Clerk