



Town of Johnstown

TOWN COUNCIL CONSENT AGENDA COMMUNICATIONS

AGENDA DATE: April 3, 2023

SUBJECT: First Amendment to an Intergovernmental Agreement with Larimer County

ATTACHMENTS:

1. Intergovernmental Agreement with Larimer County
2. Area map

PRESENTED BY: Troy White, Public Works Director

AGENDA ITEM DESCRIPTION:

On May 14, 2019, the Town of Johnstown and Larimer County entered into an Intergovernmental Agreement for a cost share to complete the paving of Larimer County Road 14 (LCR 14). The IGA also included terms that Johnstown was to annex the roadway after the project was completed. However, it was later discovered that Larimer County does not have prescriptive right-of-way, rather, an easement from the property owners for public use of the road. Therefore, simple annexation of the roadway from Larimer County is not possible.

To honor the intent of the agreement, this IGA provides that Johnstown will operate and maintain the roadway, until such time the property owners decide to annex into Johnstown. Operations and maintenance of the roadway will include all maintenance activities and the permitting of future work within the right-of-way.

This item was postponed from the March 20, 2023 Council meeting.

LEGAL ADVICE:

The Town Attorney reviewed the IGA.

FINANCIAL ADVICE:

NA

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RECOMMENDED ACTION:

Staff recommends approval of the First Amendment to the Intergovernmental Agreement with Larimer County for Contributions to Roadway Improvements Concerning Maintenance of Public Roadway.

Reviewed and Approved for Presentation,



Town Manager

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