

AMENDMENT # 7

PLUM CREEK WATER RECLAMATION AUTHORITY

ESTABLISHING AGREEMENT

THIS AMENDMENT (“Amendment”) is adopted and approved with an effective date of June 18, 2024, by and among the Town of Castle Rock (the Town), Castle Pines Metropolitan District (CP Metro), and Castle Pines North Metropolitan District (CP North) to amend the Plum Creek Water Reclamation Authority (“PCWRA”) Establishing Agreement dated December 14, 1989. The Town, CP Metro, and CP North may be individually referred to herein as a “Member” and collectively as the “Members.”

RECITALS

- A. Pursuant to the Second and Fourth Amendments to the Establishing Agreement, PCWRA has compensated its Directors in a manner similar to the provisions for, and in the amounts of, the compensation of special district directors authorized by C.R.S. §32-1-902(3)(a)(II).
- B. The PCWRA Board is currently comprised of Directors who are salaried or wage-earning employees of PCWRA’s Members, and for whom service on the PCWRA Board is deemed a duty of employment, making payment for meeting attendance unnecessary and superfluous.
- C. There may come a time in the future (as has been the case in the past) when one or more directors on the PCWRA Board will be volunteer members of the governing body of the PCWRA Member that they represent (the “Delegating Member”).
- D. The Members consider it appropriate and in the best interests of PCWRA and its Members to allow any future volunteer directors on the PCWRA Board of Directors to receive payment for meeting attendance pursuant to the above statute.
- E. For purposes of this Amendment, payment for meeting attendance and/or other incidental payment received by a member of the governing body of a Delegating Member for their services on such governing body is not considered salary or wages.

NOW, THEREFORE, in consideration of the above recitals and the mutual benefits to each of the Members by reason of the compensation herein provided, it is agreed as follows:

- 1. Subsection 4.04 of the said Establishing Agreement, as amended, shall be deleted in its entirety and replaced with the following:

**4.04 Compensation.** Any Director who is a salaried or wage-earning employee of a Member shall not receive compensation for their services. Any Director who is not a salaried or wage-earning employee of a Member shall be entitled to receive compensation for meeting attendance up to the amount authorized in CRS

32-1-902(3)(a)(II), as such statute may be revised from time to time. The Board may provide for reimbursement of a Director for reasonable and necessary expenses incurred on behalf of, and authorized by, the Authority.

2. This Amendment shall cancel, supersede, and replace the Second and Fourth Amendments to the Establishing Agreement.

3. All provisions of the Establishing Agreement and any other amendments thereto that are not in conflict with the provisions of this Amendment shall remain in full force and effect.

IN WITNESS WHEREOF the Members have caused this Agreement to be executed to be effective on the date first above written.

CASTLE PINES METROPOLITAN DISTRICT

By \_\_\_\_\_  
President

ATTEST:

By \_\_\_\_\_  
Secretary

CASTLE PINES NORTH METROPOLITAN DISTRICT

By \_\_\_\_\_  
President

ATTEST:

By \_\_\_\_\_  
Secretary

TOWN OF CASTLE ROCK

By \_\_\_\_\_  
Mayor

ATTEST:

By \_\_\_\_\_  
Town Clerk