

**RESOLUTION NO. 2024-068**

**A RESOLUTION APPROVING THE TERMINATION AGREEMENT  
BETWEEN THE TOWN OF CASTLE ROCK, ACTING THROUGH ITS  
WATER ENTERPRISE, DOMINION WATER & SANITATION  
DISTRICT, ACTING THROUGH ITS STERLING RANCH  
WASTEWATER ACTIVITY ENTERPRISE, AND THE STERLING  
RANCH COMMUNITY AUTHORITY BOARD**

**WHEREAS**, the Town of Castle Rock, acting by and through the Town of Castle Rock Water Enterprise (the “Town”), Dominion Water & Sanitation District, acting through the Sterling Ranch Wastewater Activity Enterprise (“Dominion”), and Sterling Ranch Community Authority Board (the “CAB”) (the Town, Dominion, and CAB are collectively referred to as the “Parties”) entered into the E-85 Wastewater Intergovernmental Agreement on July 18, 2023 (the “IGA”): and

**WHEREAS**, the IGA sets forth the parameters of the Parties’ participation in a project funded, in part, by Douglas County to construct additional wastewater conveyance and treatment capacity for existing and new developments along the United States Highway 85 corridor from Titan Road to the Town of Sedalia; and

**WHEREAS**, the Parties have since determined that the project, as further described in the IGA, will be impossible to perform under the parameters set forth in the IGA; and

**WHEREAS**, Section 10.c of the IGA provides that the IGA may not be amended, altered, or otherwise changed except by a written agreement between the Parties; and

**WHEREAS**, accordingly, the Parties desire to enter into the Termination Agreement for the purpose of terminating the IGA in its entirety.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO AS FOLLOWS:**

**Section 1. Approval.** The Termination Agreement between the Town, Dominion and the CAB is hereby approved in substantially the same form as presented at tonight’s meeting, with such technical changes, additions, modifications, deletions, or amendments as the Town Manager may approve upon consultation with the Town Attorney. The Mayor and other proper Town officials are hereby authorized to execute the Agreement and any technical amendments thereto by and on behalf of the Town.

**PASSED, APPROVED AND ADOPTED** this 2<sup>nd</sup> day of July, 2024, by the Town Council of the Town of Castle Rock, Colorado, on first and final reading, by a vote of \_\_\_ for and \_\_\_ against.

**ATTEST:**

**TOWN OF CASTLE ROCK**

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Lisa Anderson, Town Clerk

**Approved as to form:**

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Michael J. Hyman, Town Attorney

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Jason Gray, Mayor

**Approved as to content:**

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Mark Marlowe, Director of Castle Rock Water