

RESOLUTION NO. 2026-012

A RESOLUTION APPROVING THE AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT FOR WATER SERVICE BETWEEN DOMINION WATER AND SANITATION DISTRICT, ACTING IN ITS CAPACITY AS A WATER ACTIVITY ENTERPRISE AND THE TOWN OF CASTLE ROCK ACTING THROUGH THE TOWN OF CASTLE ROCK WATER ENTERPRISE

WHEREAS, the Town of Castle Rock (the Town") and Dominion Water and Sanitation District (the "District") are members of the South Metro WISE Authority and participants in the WISE Project, a cooperative regional water supply project, under the South Metro WISE Authority Formation and Organizational Intergovernmental Agreement and the Amended and Restated WISE Partnership – Water Delivery Agreement; and

WHEREAS, the Town and Dominion have entered into that certain Intergovernmental Agreement for Water Service dated January 7, 2014, as amended by the First Amendment dated May 21, 2019, and the Second Amendment dated April 15, 2025 (collectively, the "2014 IGA"), which allows Dominion to transmit any water, including but not limited to water from the WISE Project, directly through the Town's water system; and

WHEREAS, the Town and Dominion have entered into that certain Intergovernmental Agreement for Water Service dated November 22, 2016 (the "2016 Firming IGA"), under which the Town provides firming and retiming capacity within the Town's system for up to 700 acre-feet of Dominion's WISE Subscription at the interconnection between the Town's water system and Dominion's regional infrastructure ("Firming Services"); and

WHEREAS, in addition to paying the Town a per gallon rate for Firming Services, Dominion has conveyed 400 acre-feet of non-renewable groundwater to the Town and has financed the design and construction of Town Wells CR-226 and CR-227 and the installation of Town aquifer storage equipment; and

WHEREAS, to further clarify the process by which Firming Services are to be provided and paid for, the Town and Dominion wish to amend and restate the 2016 Firming IGA; and

WHEREAS, at their meeting on July 23, 2025, the Castle Rock Water Commission voted unanimously to recommend Town Council approval of the 2016 Firming IGA; and

WHEREAS, the Town Council hereby finds and determines that it is in the best interests of the Town and its residents to enter into the 2016 Firming IGA with Dominion.

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

Section 1. Approval. The Amended and Restated Intergovernmental Agreement for Water Service between the District and the Town 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 3rd day of February, 2026, by the Town Council of the Town of Castle Rock, Colorado, on first and final reading by a vote of for and against.

ATTEST:

Lisa Anderson, Town Clerk

Approved as to form:

Michael J. Hyman, Town Attorney

TOWN OF CASTLE ROCK:

Jason Gray, Mayor

Approved as to content:

Mark Marlowe, Director, Castle Rock Water