



## **STAFF REPORT**

**To:** Honorable Mayor and Members of Town Council

**Through:** David L. Corliss, Town Manager

**From:** Mark Marlowe, P.E., Director of Castle Rock Water  
David Van Dellen, P.E., Assistant Director  
Roy Gallea, P.E., Engineering Manager  
Scott Tait, P.E., Water Resources Project Manager

**Title:** **A Resolution Approving a Termination Agreement Between the Town of Castle Rock Acting Through Its Water Enterprise and Dominion Water & Sanitation District Acting Through Its Sterling Ranch Wastewater Activity Enterprise and The Sterling Ranch Community Authority Board to Terminate the E-85 Wastewater Intergovernmental Agreement dated July 18, 2023** *[Located in Northwestern Douglas County with the use of Douglas county's American Rescue Plan Act Funding for this project]*

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### **Executive Summary**

Castle Rock Water (CRW) is requesting Town Council approval of a Resolution (**Attachment A**) approving an Agreement to terminate the Intergovernmental Agreement (IGA) (**Exhibit 1**) between CRW and Dominion Water & Sanitation District (DWSD) dated July 18, 2023, which was for mutual cooperation on the design and construction of the wastewater treatment and collection system for the Highway 85 corridor (the Project).

The Project has changed significantly since the original IGA was signed. CRW will now be working directly with Douglas County on a wastewater collection and treatment system in the corridor, specifically in the Sedalia area, and will not be directly cooperating with DWSD. DWSD will be doing a separate project in the corridor to serve Louviers. As such, the parties agree that the IGA is no longer relevant and should be terminated.

The Council memo for the original IGA with DWSD is provided as **Attachment B** for context.

### **Notification and Outreach Efforts**

There are no notification and outreach efforts necessary as part of this Termination Agreement.

## **History of Past Town Council, Boards & Commissions, or Other Discussions**

On April 26, 2023, CRW Commission recommended Town Council approval of an IGA with Douglas County for the Highway 85 Wastewater Treatment and Collection Project.

On May 2, 2023 Town Council approved an IGA with Douglas County for the Highway 85 Wastewater Treatment and Collection Project. At the time, Town Council was also requested to approve a resolution for an IGA with DWSD for this Project and collaborative engagement within the corridor.

CRW staff presented this item to the CRW Commission at their meeting held on June 28, 2023, and the CRW Commission voted unanimously 6 - 0 to recommend that Town Council approve the Resolution as presented.

On August 15, 2023, Council approved an IGA with DWSD and the Sterling Ranch Community Authority Board to cooperate on the Highway 85 Wastewater Treatment and Collection Project.

Castle Rock Water staff presented this item to the Castle Rock Water Commission at their meeting held on May 22, 2024, and the Castle Rock Water Commission voted unanimously 6 to 0 to recommend Town Council approval of the Resolution as presented.

## **Discussion**

The infrastructure to be designed and constructed under the original IGA has changed significantly. The Project has been separated into two different Projects, one being handled by CRW and one being handled by DWSD. The original Project included a lift station in Louviers, a force main to the DWSD Titan Road Lift Station, the Chatfield Basin Water Reclamation Facility (CBWRF) and a Reuse Pump Facility. DWSD will still construct the lift station in Louviers, the force main to the Moore Rd gravity sewer flowing on to the DWSD Titan Road Lift Station, and the CBWRF. CRW will design and construct a lift station in Sedalia and a force main from that lift station to the Plum Creek Water Reclamation Authority (PCWRA) Wastewater Treatment Plant. The two projects do not overlap and so the original IGA is no longer relevant.

CRW has been managing the preliminary design of the CBWRF through the original IGA and CRW's original agreement with Douglas County. There is a three-way agreement between CRW, DWSD, and the design engineer which is Carollo Engineers. This three-way agreement will be assigned to DWSD. CRW has also managed a design agreement with Merrick Engineers to design the Louviers Lift Station. This agreement will be closed out and completed. There will not be any remaining obligations for CRW for either of these agreements.

## **Budget Impact**

The monies for all agreements to date were funded by Douglas County ARPA funds. There will not be any budget impact associated with the Termination Agreement.

### **Staff Recommendation**

Staff recommends approval of the Termination Agreement between the Town of Castle Rock acting through its water enterprise and Dominion Water & Sanitation District acting through its Sterling Ranch Water Activity Enterprise and the Sterling Ranch Community Authority Board.

### **Proposed Motion**

*"I move to approve the Resolution as introduced by title."*

### **Alternative Motions**

*"I move to approve the resolution as introduced by title, with the following conditions: (list conditions)."*

*"I move to continue this item to the Town Council meeting on \_\_\_\_\_ date to allow additional time to (list information needed)."*

### **Attachments**

Attachment A:	Resolution
Exhibit 1:	Agreement
Attachment B:	Town Council Memo from Original IGA